

1                               A bill to be entitled  
2       An act relating to economic development; amending s.  
3       288.018, F.S.; defining the term "regional economic  
4       development organization"; specifying the duties of a  
5       regional economic development organization; specifying  
6       authorized uses of matching grants; revising the  
7       required amount of nonstate matching funds; requiring  
8       certain information to be included in contracts or  
9       agreements involving grant funds; specifying the  
10      information that must be posted on a regional economic  
11      development organization's website before execution of  
12      certain contracts or agreements; deleting an obsolete  
13      provision; increasing the amount of funds the  
14      Department of Economic Opportunity may expend each  
15      fiscal year from the Rural Community Development  
16      Revolving Loan Fund for certain purposes; amending s.  
17      288.0655, F.S.; increasing the maximum percent of  
18      total infrastructure project costs for which the  
19      department may award a grant; repealing a provision  
20      addressing certain increased maximum percentages;  
21      specifying that improving availability of broadband  
22      Internet services is an eligible project for certain  
23      grant funds; providing that grants for improvements to  
24      broadband Internet service and access must be  
25      conducted through certain partnerships; extending the

26        date by which the department is required to reevaluate  
27        certain guidelines; requiring certain information to  
28        be included in contracts or agreements involving grant  
29        funds; specifying the information that must be posted  
30        on a regional economic development organization's  
31        website before execution of certain contracts or  
32        agreements; amending s. 445.002, F.S.; defining the  
33        terms "for cause" and "state board"; amending s.  
34        445.003, F.S.; replacing CareerSource Florida, Inc.,  
35        with the state board or the department in provisions  
36        relating to the implementation of the federal  
37        Workforce Innovation and Opportunity Act; authorizing,  
38        rather than requiring, certain funds to be reserved  
39        for the Incumbent Worker Training Program; conforming  
40        provisions to changes made by the act; authorizing the  
41        state board to hire a director and staff; requiring  
42        the state board to authorize the director and staff to  
43        work with the department for specified reasons;  
44        amending s. 445.004, F.S.; revising provisions  
45        relating to the operation of CareerSource Florida,  
46        Inc.; revising the purpose of CareerSource Florida,  
47        Inc.; providing purpose for the state board; revising  
48        the organizational structure of CareerSource Florida,  
49        Inc.; providing requirements for the organizational  
50        structure of the state board; providing the state

51 board with powers and authority previously held by  
52 CareerSource Florida, Inc.; revising the requirements  
53 related to such powers and authority; requiring the  
54 state board, rather than CareerSource Florida, Inc.,  
55 to submit an annual report to the Governor and the  
56 Legislature; authorizing the Auditor General to  
57 conduct an audit of the state board and programs or  
58 entities created by the state board; requiring the  
59 state board, rather than CareerSource Florida, Inc.,  
60 to establish certain uniform performance  
61 accountability measures; requiring the state board, in  
62 consultation with the department, to design the  
63 workforce development strategy for the state;  
64 requiring that the strategy be approved by the  
65 Governor; revising requirements relating to the  
66 workforce development system; authorizing the  
67 department to consult with the state board to issue  
68 certain technical assistance letters; amending s.  
69 445.006, F.S.; requiring that the state board, rather  
70 than CareerSource Florida, Inc., take certain actions  
71 relating to the state plan for workforce development;  
72 amending s. 445.007, F.S.; replacing CareerSource  
73 Florida, Inc., with the state board or the department  
74 in provisions relating to local workforce development  
75 boards; deleting the definition of the term "cause";

76       authorizing a chief elected official for a local  
77       workforce development board to remove certain persons  
78       from the board for cause; requiring the department to  
79       provide certain guidance to specified entities;  
80       deleting an obsolete provision; making technical  
81       changes; amending s. 445.0071, F.S.; replacing  
82       CareerSource Florida, Inc., with the state board or  
83       the department in provisions relating to the Florida  
84       Youth Summer Jobs Pilot Program; amending s. 445.008,  
85       F.S.; revising authority relating to the Workforce  
86       Training Institute; requiring that certain donations  
87       and grants be reported to the state board and the  
88       department; amending s. 445.009, F.S.; replacing  
89       CareerSource Florida, Inc., with the state board or  
90       the department in provisions relating to one-stop  
91       delivery systems; deleting an obsolete provision;  
92       amending s. 445.011, F.S.; replacing CareerSource  
93       Florida, Inc., with the department in provisions  
94       relating to workforce information systems; requiring  
95       the department to consult with the state board in  
96       implementing certain automated information systems;  
97       deleting a provision requiring CareerSource Florida,  
98       Inc., to take certain actions when procuring workforce  
99       information systems; amending s. 445.014, F.S.;  
100       replacing CareerSource Florida, Inc., with the state

board in provisions relating to the establishment of one-stop delivery systems; amending s. 445.021, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the relocation assistance program; amending s. 445.022, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to Retention Incentive Training Accounts; amending s. 445.024, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to certain contract exceptions; amending s. 445.026, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to cash assistance severance benefits; amending s. 445.028, F.S.; replacing CareerSource Florida, Inc., with the department in provisions relating to transitional benefits and services; amending s. 445.030, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to transitional education and training; amending s. 445.033, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to evaluations of TANF-funding programs; amending s. 445.035, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to data collection and reporting;

amending s. 445.048, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the Passport to Economic Progress program; amending s. 445.051, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to individual development accounts; amending s. 445.055, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the establishment of an employment advocacy and assistance program targeting a certain group; amending ss. 11.45, 288.901, 331.369, 413.405, 414.045, 420.622, 443.171, 443.181, 446.71, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; amending s. 20.60, F.S.; requiring the executive director of the department to serve as the chair of the board of directors of the Florida Development Finance Corporation; requiring the department to include specified information in its annual report and develop annual performance standards for the corporation; conforming provisions to changes made by the act; amending s. 288.9604, F.S.; revising the membership of the board of directors of the corporation; conforming provisions to changes made by the act; providing for future repeals; requiring the current chair and vice chair of the board of directors

151 of the corporation to serve as appointed directors  
152 after a specified date; providing construction;  
153 amending s. 288.9610, F.S.; requiring the corporation  
154 to submit an annual report containing specified  
155 information to the department; providing that certain  
156 contracts and interlocal agreements remain in effect  
157 and binding under certain circumstances; providing an  
158 effective date.

159  
160 Be It Enacted by the Legislature of the State of Florida:

161  
162 Section 1. Subsections (1) and (3) of section 288.018,  
163 Florida Statutes, are amended to read:

164 288.018 Regional Rural Development Grants Program.—

165 (1) (a) For the purposes of this section, the term  
166 "regional economic development organization" means an economic  
167 development organization located in or contracted to serve a  
168 rural area of opportunity, as defined in s. 288.0656(2)(d).

169 (b) The department shall establish a matching grant  
170 program to provide funding to regional ~~regionally based~~ economic  
171 ~~development organizations representing rural counties and~~  
172 ~~communities~~ for the purpose of building the professional  
173 capacity of those ~~their~~ organizations. Building the professional  
174 capacity of a regional economic development organization  
175 includes hiring professional staff to develop, deliver, and

176 provide needed economic development professional services,  
177 including technical assistance, education and leadership  
178 development, marketing, and project recruitment. ~~Such Matching~~  
179 grants may also be used by a regional ~~an~~ economic development  
180 organization to provide technical assistance to local  
181 governments, local economic development organizations, and  
182 existing and prospective businesses ~~within the rural counties~~  
183 ~~and communities that it serves.~~

184 (c) A regional economic development organization may apply  
185 annually to the department for a matching grant. The department  
186 is authorized to approve, on an annual basis, grants to such  
187 regional ~~regionally based~~ economic development organizations.  
188 The maximum amount an organization may receive in any year will  
189 be \$50,000, or \$250,000 for any three regional economic  
190 development organizations that serve an entire region of a rural  
191 area of opportunity designated pursuant to s. 288.0656(7) if  
192 they are recognized by the department as serving such a region.

193 (d) Grant funds received by a regional economic  
194 development organization ~~\$150,000 in a rural area of opportunity~~  
195 ~~recommended by the Rural Economic Development Initiative and~~  
196 ~~designated by the Governor, and~~ must be matched each year by ~~an~~  
197 ~~equivalent amount of nonstate resources~~ in an amount equal to 25  
198 percent of the state contribution.

199 (3)(a) A contract or agreement that involves the  
200 expenditure of grant funds provided under this section,

201 including a contract or agreement entered into between another  
202 entity and a regional economic development organization, a unit  
203 of local government, or an economic development organization  
204 substantially underwritten by a unit of local government, must  
205 include:

- 206 1. The purpose of the contract or agreement.
- 207 2. Specific performance standards and responsibilities for  
208 each entity under the contract or agreement.
- 209 3. A detailed project or contract budget, if applicable.
- 210 4. The value of any services provided.
- 211 5. The projected travel expenses for employees and board  
212 members, if applicable.

213 (b) At least 14 days before executing a contract or  
214 agreement, the contracting regional economic development  
215 organization shall post on its website:

216 1. Any contract or agreement that involves the expenditure  
217 of grant funds provided under this section.

218 2. A plain-language version of any contract or agreement  
219 that is estimated to exceed \$35,000 with a private entity, a  
220 municipality, or a vendor of services, supplies, or programs,  
221 including marketing, or for the purchase or lease or use of  
222 lands, facilities, or properties which involves the expenditure  
223 of grant funds provided under this section and which is  
224 estimated to exceed \$35,000 ~~The department may also contract for~~  
225 ~~the development of an enterprise zone web portal or websites for~~

~~each enterprise zone which will be used to market the program for job creation in disadvantaged urban and rural enterprise zones. Each enterprise zone web page should include downloadable links to state forms and information, as well as local message boards that help businesses and residents receive information concerning zone boundaries, job openings, zone programs, and neighborhood improvement activities.~~

Section 2. Subsections (5) and (6) of section 288.0655, Florida Statutes, are renumbered as subsections (6) and (7), respectively, paragraph (b) of subsection (2) and subsection (4) are amended, and a new subsection (5) is added to that section, to read:

288.0655 Rural Infrastructure Fund.—

(2)

(b) To facilitate access of rural communities and rural areas of opportunity as defined by the Rural Economic Development Initiative to infrastructure funding programs of the Federal Government, such as those offered by the United States Department of Agriculture and the United States Department of Commerce, and state programs, including those offered by Rural Economic Development Initiative agencies, and to facilitate local government or private infrastructure funding efforts, the department may award grants for up to 50 ~~30~~ percent of the total infrastructure project cost. ~~If an application for funding is for a catalyst site, as defined in s. 288.0656, the department~~

251 ~~may award grants for up to 40 percent of the total~~  
252 ~~infrastructure project cost.~~ Eligible projects must be related  
253 to specific job-creation or job-retention opportunities.  
254 Eligible projects may also include improving any inadequate  
255 infrastructure that has resulted in regulatory action that  
256 prohibits economic or community growth, ~~or~~ reducing the costs to  
257 community users of proposed infrastructure improvements that  
258 exceed such costs in comparable communities, and improving  
259 access to and the availability of broadband Internet service.  
260 Eligible uses of funds shall include improvements to public  
261 infrastructure for industrial or commercial sites, upgrades to  
262 or development of public tourism infrastructure, and  
263 improvements to broadband Internet service and access in  
264 unserved or underserved rural communities. Improvements to  
265 broadband Internet service and access must be conducted through  
266 a partnership or partnerships with one or more dealers of  
267 communications services, as defined in s. 202.11(2), and the  
268 partnership or partnerships must be established by a publicly  
269 noticed and competitively selected process ~~and upgrades to or~~  
270 ~~development of public tourism infrastructure.~~ Authorized  
271 infrastructure may include the following public or public-  
272 private partnership facilities: storm water systems;  
273 telecommunications facilities; broadband facilities; roads or  
274 other remedies to transportation impediments; nature-based  
275 tourism facilities; or other physical requirements necessary to

276 facilitate tourism, trade, and economic development activities  
277 in the community. Authorized infrastructure may also include  
278 publicly or privately owned self-powered nature-based tourism  
279 facilities, publicly owned telecommunications facilities, and  
280 broadband facilities, and additions to the distribution  
281 facilities of the existing natural gas utility as defined in s.  
282 366.04(3)(c), the existing electric utility as defined in s.  
283 366.02, or the existing water or wastewater utility as defined  
284 in s. 367.021(12), or any other existing water or wastewater  
285 facility, which owns a gas or electric distribution system or a  
286 water or wastewater system in this state where:

287       1. A contribution-in-aid of construction is required to  
288 serve public or public-private partnership facilities under the  
289 tariffs of any natural gas, electric, water, or wastewater  
290 utility as defined herein; and

291       2. Such utilities as defined herein are willing and able  
292 to provide such service.

293       (4) By September 1, 2021 ~~2012~~, the department shall, in  
294 consultation with the organizations listed in subsection (3),  
295 and other organizations, reevaluate existing guidelines and  
296 criteria governing submission of applications for funding,  
297 review and evaluation of such applications, and approval of  
298 funding under this section. The department shall consider  
299 factors including, but not limited to, the project's potential  
300 for enhanced job creation or increased capital investment, the

301 demonstration and level of local public and private commitment,  
302 whether the project is located ~~in an enterprise zone~~, in a  
303 community development corporation service area, or in an urban  
304 high-crime area as designated under s. 212.097, the unemployment  
305 rate of the county in which the project would be located, and  
306 the poverty rate of the community.

307 (5) (a) A contract or agreement that involves the  
308 expenditure of grant funds provided under this section,  
309 including a contract or agreement entered into between another  
310 entity and a regional economic development organization, a unit  
311 of local government, or an economic development organization  
312 substantially underwritten by a unit of local government, must  
313 include:

- 314 1. The purpose of the contract or agreement.
- 315 2. Specific performance standards and responsibilities for  
316 each entity.
- 317 3. A detailed project or contract budget, if applicable.
- 318 4. The value of any services provided.
- 319 5. The projected travel expenses for employees and board  
320 members, if applicable.

321 (b) At least 14 days before execution, the contracting  
322 regional economic development organization shall post on its  
323 website:

- 324 1. Any contract or agreement that involves the expenditure  
325 of grant funds provided under this section.

326        2. A plain-language version of a contract or agreement  
327 that is estimated to exceed \$35,000 with a private entity, a  
328 municipality, or a vendor of services, supplies, or programs,  
329 including marketing, or for the purchase or lease or use of  
330 lands, facilities, or properties which involves the expenditure  
331 of grant funds provided under this section and which is  
332 estimated to exceed \$35,000.

333        Section 3. Subsections (2) and (3) of section 445.002,  
334 Florida Statutes, are renumbered as subsections (3) and (5),  
335 respectively, and new subsections (2) and (4) are added to that  
336 section to read:

337        445.002 Definitions.—As used in this chapter, the term:

338        (2) "For cause" includes, but is not limited to, engaging  
339 in fraud or other criminal acts, incapacity, unfitness, neglect  
340 of duty, official incompetence and irresponsibility,  
341 misfeasance, malfeasance, nonfeasance, or lack of performance.

342        (4) "State board" means the state workforce development  
343 board established pursuant to the Workforce Innovation and  
344 Opportunity Act, Pub. L. No. 113-128, Title I, s. 101. The state  
345 board shall be supported by CareerSource Florida, Inc., which  
346 works at the direction of the state board in consultation with  
347 the department as required by this chapter.

348        Section 4. Subsections (2) through (5) of section 445.003,  
349 Florida Statutes, are amended, and subsection (6) is added to  
350 that section, to read:

351 445.003 Implementation of the federal Workforce Innovation  
352 and Opportunity Act.—

353 (2) FOUR-YEAR PLAN.—The state board ~~CareerSource Florida,~~  
354 ~~Inc.~~, shall prepare and submit a 4-year plan, consistent with  
355 the requirements of the Workforce Innovation and Opportunity  
356 Act. Mandatory and optional federal partners shall be fully  
357 involved in designing the plan's one-stop delivery system  
358 strategy. The plan must clearly define each program's statewide  
359 duties and role relating to the system. The plan must detail a  
360 process that would fully integrate all federally mandated and  
361 optional partners.

362 (3) FUNDING.—

363 (a) Title I, Workforce Innovation and Opportunity Act  
364 funds; Wagner-Peyser funds; and NAFTA/Trade Act funds will be  
365 expended based on the 4-year plan of the state board  
366 ~~CareerSource Florida, Inc.~~ The plan must outline and direct the  
367 method used to administer and coordinate various funds and  
368 programs that are operated by various agencies. The following  
369 provisions apply to these funds:

370 1. At least 50 percent of the Title I funds for Adults and  
371 Dislocated Workers which are passed through to local workforce  
372 development boards shall be allocated to and expended on  
373 Individual Training Accounts unless a local workforce  
374 development board obtains a waiver from the state board  
375 ~~CareerSource Florida, Inc.~~ Tuition, books, and fees of training

376 providers and other training services prescribed and authorized  
377 by the Workforce Innovation and Opportunity Act qualify as  
378 Individual Training Account expenditures.

379 2. Fifteen percent of Title I funding shall be retained at  
380 the state level and dedicated to state administration and shall  
381 be used to design, develop, induce, and fund innovative  
382 Individual Training Account pilots, demonstrations, and  
383 programs. Of such funds retained at the state level, \$2 million  
384 may ~~shall~~ be reserved for the Incumbent Worker Training Program  
385 created under subparagraph 3. Eligible state administration  
386 costs include the costs of funding for the state board and state  
387 board staff ~~of CareerSource Florida, Inc.~~; operating fiscal,  
388 compliance, and management accountability systems through the  
389 department ~~CareerSource Florida, Inc.~~; conducting evaluation and  
390 research on workforce development activities; and providing  
391 technical and capacity building assistance to local workforce  
392 development areas at the direction of the state board  
393 ~~CareerSource Florida, Inc.~~ Notwithstanding s. 445.004, such  
394 administrative costs may not exceed 25 percent of these funds.  
395 An amount not to exceed 75 percent of these funds shall be  
396 allocated to Individual Training Accounts and other workforce  
397 development strategies for other training designed and tailored  
398 by the department in consultation with the state board  
399 ~~CareerSource Florida, Inc.~~, including, but not limited to,  
400 programs for incumbent workers, nontraditional employment, and

401 enterprise zones. The department, in consultation with the state  
402 board CareerSource Florida, Inc., shall design, adopt, and fund  
403 Individual Training Accounts for distressed urban and rural  
404 communities.

405 3. The Incumbent Worker Training Program is created for  
406 the purpose of providing grant funding for continuing education  
407 and training of incumbent employees at existing Florida  
408 businesses. The program will provide reimbursement grants to  
409 businesses that pay for preapproved, direct, training-related  
410 costs.

411 a. The Incumbent Worker Training Program will be  
412 administered by CareerSource Florida, Inc., which may, at its  
413 discretion, contract with a private business organization to  
414 serve as grant administrator.

415 b. The program shall be administered pursuant to s.  
416 134(d)(4) of the Workforce Innovation and Opportunity Act.  
417 Priority for funding shall be given to businesses with 25  
418 employees or fewer, businesses in rural areas, businesses in  
419 distressed inner-city areas, businesses in a qualified targeted  
420 industry, businesses whose grant proposals represent a  
421 significant upgrade in employee skills, or businesses whose  
422 grant proposals represent a significant layoff avoidance  
423 strategy.

424 c. All costs reimbursed by the program must be preapproved  
425 by CareerSource Florida, Inc., or the grant administrator. The

426 program may not reimburse businesses for trainee wages, the  
427 purchase of capital equipment, or the purchase of any item or  
428 service that may possibly be used outside the training project.  
429 A business approved for a grant may be reimbursed for  
430 preapproved, direct, training-related costs including tuition,  
431 fees, books and training materials, and overhead or indirect  
432 costs not to exceed 5 percent of the grant amount.

433 d. A business that is selected to receive grant funding  
434 must provide a matching contribution to the training project,  
435 including, but not limited to, wages paid to trainees or the  
436 purchase of capital equipment used in the training project; must  
437 sign an agreement with CareerSource Florida, Inc., or the grant  
438 administrator to complete the training project as proposed in  
439 the application; must keep accurate records of the project's  
440 implementation process; and must submit monthly or quarterly  
441 reimbursement requests with required documentation.

442 e. All Incumbent Worker Training Program grant projects  
443 shall be performance-based with specific measurable performance  
444 outcomes, including completion of the training project and job  
445 retention. CareerSource Florida, Inc., or the grant  
446 administrator shall withhold the final payment to the grantee  
447 until a final grant report is submitted and all performance  
448 criteria specified in the grant contract have been achieved.

449 f. The state board ~~CareerSource Florida, Inc.,~~ may  
450 establish guidelines necessary to implement the Incumbent Worker

451 Training Program.

452 g. No more than 10 percent of the Incumbent Worker  
453 Training Program's total appropriation may be used for overhead  
454 or indirect purposes.

455 4. At least 50 percent of Rapid Response funding shall be  
456 dedicated to Intensive Services Accounts and Individual Training  
457 Accounts for dislocated workers and incumbent workers who are at  
458 risk of dislocation. The department ~~CareerSource Florida, Inc.,~~  
459 shall also maintain an Emergency Preparedness Fund from Rapid  
460 Response funds, which will immediately issue Intensive Service  
461 Accounts, Individual Training Accounts, and other federally  
462 authorized assistance to eligible victims of natural or other  
463 disasters. At the direction of the Governor, these Rapid  
464 Response funds shall be released to local workforce development  
465 boards for immediate use after events that qualify under federal  
466 law. Funding shall also be dedicated to maintain a unit at the  
467 state level to respond to Rapid Response emergencies and to work  
468 with state emergency management officials and local workforce  
469 development boards. All Rapid Response funds must be expended  
470 based on a plan developed by the state board in consultation  
471 with the department ~~CareerSource Florida, Inc.,~~ and approved by  
472 the Governor.

473 (b) The administrative entity for Title I, Workforce  
474 Innovation and Opportunity Act funds, and Rapid Response  
475 activities is the department ~~of Economic Opportunity,~~ which

476 shall provide direction to local workforce development boards  
477 regarding Title I programs and Rapid Response activities  
478 ~~pursuant to the direction of CareerSource Florida, Inc.~~

479 (4) FEDERAL REQUIREMENTS, EXCEPTIONS AND REQUIRED  
480 MODIFICATIONS.—

481 (a) The state board ~~CareerSource Florida, Inc.,~~ may  
482 provide indemnification from audit liabilities to local  
483 workforce development boards that act in full compliance with  
484 state law and board policy.

485 (b) The state board, in consultation with the department  
486 ~~CareerSource Florida, Inc.,~~ may make modifications to the  
487 state's plan, policies, and procedures to comply with federally  
488 mandated requirements that in its judgment must be complied with  
489 to maintain funding provided pursuant to Pub. L. No. 113-128.  
490 The state board shall provide written notice to the Governor,  
491 the President of the Senate, and the Speaker of the House of  
492 Representatives within 30 days after any such changes or  
493 modifications.

494 (c) The state board ~~CareerSource Florida, Inc.,~~ shall  
495 enter into a memorandum of understanding with the Florida  
496 Department of Education to ensure that federally mandated  
497 requirements of Pub. L. No. 113-128 are met and are in  
498 compliance with the state plan for workforce development.

499 (5) LONG-TERM CONSOLIDATION OF WORKFORCE DEVELOPMENT.—The  
500 state board ~~CareerSource Florida, Inc.,~~ may recommend workforce-

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related divisions, bureaus, units, programs, duties, commissions, boards, and councils for elimination, consolidation, or privatization.

(6) AUTHORITY TO HIRE DIRECTOR AND STAFF.—The state board may hire a director and staff to assist in carrying out the functions of the Workforce Innovation and Opportunity Act and in using funds made available through the act. The state board shall authorize the director and staff to work with the department in carrying out the functions of the Workforce Innovation and Opportunity Act.

Section 5. Section 445.004, Florida Statutes, is amended to read:

445.004 CareerSource Florida, Inc., and the state board; creation; purpose; membership; duties and powers.—

(1) CareerSource Florida, Inc., is created as a not-for-profit corporation, which shall be registered, incorporated, organized, and operated in compliance with chapter 617 and shall operate at the direction of the state board. CareerSource

Florida, Inc., is not a unit or entity of state government and is exempt from chapters 120 and 287. CareerSource Florida, Inc., shall apply the procurement and expenditure procedures required by federal law for the expenditure of federal funds.

CareerSource Florida, Inc., shall be administratively housed within the department and shall operate under agreement with ~~of Economic Opportunity; however, CareerSource Florida, Inc., is~~

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526 | ~~not subject to control, supervision, or direction by the~~  
527 | ~~department in any manner.~~ The Legislature finds that public  
528 | policy dictates that CareerSource Florida, Inc., operate in the  
529 | most open and accessible manner consistent with its public  
530 | purpose. To this end, the Legislature specifically declares that  
531 | CareerSource Florida, Inc., its board, councils, and any  
532 | advisory committees or similar groups created by CareerSource  
533 | Florida, Inc., are subject to the provisions of chapter 119  
534 | relating to public records, and those provisions of chapter 286  
535 | relating to public meetings.

536 | (2) CareerSource Florida, Inc., provides administrative  
537 | support for the state board, ~~is~~ the principal workforce policy  
538 | organization for the state. The purpose of the state board  
539 | ~~CareerSource Florida, Inc.,~~ is to design and implement  
540 | strategies that help Floridians enter, remain in, and advance in  
541 | the workplace, so that they may become more highly skilled and  
542 | successful, which benefits these Floridians, Florida businesses,  
543 | and the entire state, and fosters the development of the state's  
544 | business climate. CareerSource Florida, Inc., shall, consistent  
545 | with its agreement with the department, implement the policy  
546 | directives of the state board and administer state workforce  
547 | development programs as authorized by law.

548 | (3) (a) ~~CareerSource Florida, Inc., shall be governed by a~~  
549 | ~~board of directors, whose membership and appointment must be~~  
550 | ~~consistent with Pub. L. No. 113-128, Title I, s. 101(b).~~ Members

551 of the state board described in Pub. L. No. 113-128, Title I, s.  
552 101(b) (1) (C) (iii) (I) (aa) are ~~shall be~~ nonvoting members. The  
553 number of members is ~~directors shall be~~ determined by the  
554 Governor, who shall consider the importance of minority, gender,  
555 and geographic representation in making appointments to the  
556 state board. When the Governor is in attendance, he or she shall  
557 preside at all meetings of the state board ~~of directors~~.

558 (b) The state board ~~of directors of CareerSource Florida,~~  
559 ~~Inc.~~, shall be chaired by a ~~board~~ member designated by the  
560 Governor pursuant to Pub. L. No. 113-128. A member may not serve  
561 more than two terms.

562 (c) Members appointed by the Governor may serve no more  
563 than two terms and must be appointed for 3-year terms. However,  
564 in order to establish staggered terms for state board members,  
565 the Governor shall appoint or reappoint one-third of the state  
566 board members for 1-year terms, one-third of the state board  
567 members for 2-year terms, and one-third of the state board  
568 members for 3-year terms beginning July 1, 2016. Subsequent  
569 appointments or reappointments shall be for 3-year terms, except  
570 that a member appointed to fill a vacancy on the state board  
571 shall be appointed to serve only the remainder of the term of  
572 the member whom he or she is replacing, and may be appointed for  
573 a subsequent 3-year term. Private sector representatives of  
574 businesses, appointed by the Governor pursuant to Pub. L. No.  
575 113-128, shall constitute a majority of the membership of the

576 state board. Private sector representatives shall be appointed  
577 from nominations received by the Governor, including, but not  
578 limited to, those nominations made by the President of the  
579 Senate and the Speaker of the House of Representatives. Private  
580 sector appointments to the state board must be representative of  
581 the business community of this state; no fewer than one-half of  
582 the appointments must be representative of small businesses, and  
583 at least five members must have economic development experience.  
584 Members appointed by the Governor serve at the pleasure of the  
585 Governor and are eligible for reappointment.

586 (d) The state board must include the vice chairperson of  
587 the board of directors of Enterprise Florida, Inc., and one  
588 member representing each of the Workforce Innovation and  
589 Opportunity Act partners, including the Division of Career and  
590 Adult Education, and other entities representing programs  
591 identified in the Workforce Innovation and Opportunity Act, as  
592 determined necessary.

593 (e) A member of the state board ~~of directors of~~  
594 ~~CareerSource Florida, Inc.,~~ may be removed by the Governor for  
595 cause. Absence from three consecutive meetings results in  
596 automatic removal. The chair of the state board ~~CareerSource~~  
597 ~~Florida, Inc.,~~ shall notify the Governor of such absences.

598 (f) Representatives of businesses appointed to the state  
599 board ~~of directors~~ may not include providers of workforce  
600 services.

601        (g) The state board serves as the board of directors of  
602        CareerSource Florida, Inc. The state board shall hire an  
603        executive director for CareerSource Florida, Inc. The executive  
604        director serves as the president, the chief executive officer,  
605        and an employee of CareerSource Florida, Inc. The president of  
606        CareerSource Florida, Inc., serves at the pleasure of the  
607        Governor.

608        ~~(4)(a) The president of CareerSource Florida, Inc., shall~~  
609        ~~be hired by the board of directors of CareerSource Florida,~~  
610        ~~Inc., and shall serve at the pleasure of the Governor in the~~  
611        ~~capacity of an executive director and secretary of CareerSource~~  
612        ~~Florida, Inc.~~

613        ~~(a)(b)~~    The state board ~~of directors of CareerSource~~  
614        ~~Florida, Inc.,~~ shall meet at least quarterly and at other times  
615        upon the call of its chair. The state board and its committees,  
616        subcommittees, or other subdivisions may use any method of  
617        telecommunications to conduct meetings, including establishing a  
618        quorum through telecommunications, if the public is given proper  
619        notice of the telecommunications meeting and is given reasonable  
620        access to observe and, if appropriate, participate.

621        ~~(b)(e)~~    A majority of the total current membership of the  
622        state board ~~of directors of CareerSource Florida, Inc.,~~  
623        constitutes a quorum and is required to organize and conduct the  
624        business of the state board, except that a majority of the  
625        executive committee is required to adopt or amend the bylaws.

626       ~~(d) A majority of those voting is required to organize and~~  
627       ~~conduct the business of the board, except that a majority of the~~  
628       ~~entire board of directors is required to adopt or amend the~~  
629       ~~bylaws.~~

630       (c)~~(e)~~ Except as delegated or authorized by the state  
631       ~~board of directors of CareerSource Florida, Inc.,~~ individual  
632       members have no authority to control or direct the operations of  
633       CareerSource Florida, Inc., or the actions of its officers and  
634       employees, ~~including the president.~~

635       (d)~~(f)~~ Members of the state board ~~of directors of~~  
636       ~~CareerSource Florida, Inc.,~~ and its committees serve without  
637       compensation, but these members and, the president, ~~and the~~  
638       employees of CareerSource Florida, Inc., may be reimbursed for  
639       all reasonable, necessary, and actual expenses as provided under  
640       ~~pursuant to~~ s. 112.061.

641       (e)~~(g)~~ The state board shall ~~of directors of CareerSource~~  
642       ~~Florida, Inc.,~~ may establish an executive committee consisting  
643       of the chair and at least six additional ~~board~~ members selected  
644       by the chair, one of whom must be a representative of organized  
645       labor. The executive committee and the president of CareerSource  
646       Florida, Inc., have such authority as the state board delegates  
647       to them, except that the state board ~~of directors~~ may not  
648       delegate to the executive committee authority to take action  
649       that requires approval by a majority of the entire state board  
650       ~~of directors.~~

651        ~~(f)-(h)~~ The chair may appoint committees to fulfill the  
652 state board's responsibilities, to comply with federal  
653 requirements, or to obtain technical assistance, and must  
654 incorporate members of local workforce development boards into  
655 its structure.

656        ~~(g)-(i)~~ Each member of the state board ~~of directors~~ who is  
657 not otherwise required to file a financial disclosure under  
658 ~~pursuant to~~ s. 8, Art. II of the State Constitution or s.  
659 112.3144 must file disclosure of financial interests under  
660 ~~pursuant to~~ s. 112.3145.

661        (5) The state board has ~~CareerSource Florida, Inc., shall~~  
662 ~~have~~ all the powers and authority not explicitly prohibited by  
663 statute which are necessary or convenient to carry out and  
664 effectuate its purposes as determined by statute, Pub. L. No.  
665 113-128, and the Governor, as well as its functions, duties, and  
666 responsibilities, including, but not limited to, the following:

667        (a) Serving as the state's workforce development board  
668 pursuant to Pub. L. No. 113-128. Unless otherwise required by  
669 federal law, at least 90 percent of workforce development  
670 funding must go toward direct customer service.

671        (b) Providing ~~oversight and~~ policy direction to ensure  
672 that the following programs are administered by the department  
673 consistent in compliance with approved plans ~~and under contract~~  
674 ~~with CareerSource Florida, Inc.:~~

675        1. Programs authorized under Title I of the Workforce

676 Innovation and Opportunity Act, Pub. L. No. 113-128, with the  
677 exception of programs funded directly by the United States  
678 Department of Labor under Title I, s. 167.

679 2. Programs authorized under the Wagner-Peyser Act of  
680 1933, as amended, 29 U.S.C. ss. 49 et seq.

681 3. Activities authorized under Title II of the Trade Act  
682 of 2002, as amended, 19 U.S.C. ss. 2272 et seq., and the Trade  
683 Adjustment Assistance Program.

684 4. Activities authorized under 38 U.S.C. chapter 41,  
685 including job counseling, training, and placement for veterans.

686 5. Employment and training activities carried out under  
687 funds awarded to this state by the United States Department of  
688 Housing and Urban Development.

689 6. Welfare transition services funded by the Temporary  
690 Assistance for Needy Families Program, created under the  
691 Personal Responsibility and Work Opportunity Reconciliation Act  
692 of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403,  
693 of the Social Security Act, as amended.

694 7. The Florida Bonding Program, provided under Pub. L. No.  
695 97-300, s. 164(a)(1).

696 8. The Food Assistance Employment and Training Program,  
697 provided under the Food and Nutrition Act of 2008, 7 U.S.C. ss.  
698 2011-2032; the Food Security Act of 1988, Pub. L. No. 99-198;  
699 ~~and the Hunger Prevention Act, Pub. L. No. 100-435; and the~~  
700 Agriculture Improvement Act of 2018, Pub. L. No. 115-334.

701           9. The Quick-Response Training Program, provided under ss.  
702 288.046-288.047. Matching funds and in-kind contributions that  
703 are provided by clients of the Quick-Response Training Program  
704 ~~shall~~ count toward the requirements of s. 288.904, pertaining to  
705 the return on investment from activities of Enterprise Florida,  
706 Inc.

707           10. The Work Opportunity Tax Credit, provided under the  
708 Tax and Trade Relief Extension Act of 1998, Pub. L. No. 105-277,  
709 and the Taxpayer Relief Act of 1997, Pub. L. No. 105-34.

710           11. Offender placement services, provided under ss.  
711 944.707-944.708.

712  
713 The department may adopt rules necessary to administer this  
714 chapter which relate to implementing and administering the  
715 programs listed in this paragraph as well as rules related to  
716 eligible training providers and auditing and monitoring  
717 subrecipients of the workforce system grant funds.

718           ~~(e) The department may adopt rules necessary to administer~~  
719 ~~this chapter which relate to implementing and administering the~~  
720 ~~programs listed in paragraph (b) as well as rules related to~~  
721 ~~eligible training providers and auditing and monitoring~~  
722 ~~subrecipients of the workforce system grant funds.~~

723           (c)(d) Contracting with public and private entities as  
724 necessary to further the directives of this section. All  
725 contracts executed by the state board or CareerSource Florida,

726 Inc., must include specific performance expectations and  
727 deliverables. All ~~CareerSource Florida, Inc.,~~ contracts,  
728 including those solicited, managed, or paid by the department  
729 under ~~pursuant to~~ s. 20.60(5)(c), are exempt from s. 112.061,  
730 but shall be governed by subsection (1).

731 (d) ~~(e)~~ Notifying the Governor and the department of  
732 statewide or local workforce development and training needs that  
733 may require policy changes or an update to the state plan  
734 required under s. 445.003, and notifying the Governor, the  
735 President of the Senate, and the Speaker of the House of  
736 Representatives of noncompliance by the department or other  
737 agencies or obstruction of the state board's efforts by such  
738 agencies. Upon such notification, the Executive Office of the  
739 Governor shall assist agencies to bring them into compliance  
740 with state board objectives.

741 (e) ~~(f)~~ Ensuring that the state does not waste valuable  
742 training resources. The state board's policy is ~~board shall~~  
743 ~~direct~~ that all resources, including equipment purchased for  
744 training Workforce Innovation and Opportunity Act clients, be  
745 available for use at all times by eligible populations as first  
746 priority users. At times when eligible populations are not  
747 available, such resources shall be used for any other state-  
748 authorized education and training purpose. The state board  
749 ~~CareerSource Florida, Inc.,~~ may authorize expenditures to award  
750 suitable framed certificates, pins, or other tokens of

751 recognition for performance by a local workforce development  
752 board, its committees and subdivisions, and other units of the  
753 workforce system. The state board ~~CareerSource Florida, Inc.,~~  
754 may also authorize expenditures for promotional items, such as  
755 t-shirts, hats, or pens printed with messages promoting the  
756 state's workforce system to employers, job seekers, and program  
757 participants. However, such expenditures are subject to federal  
758 regulations applicable to the expenditure of federal funds.

759 (f) ~~(g)~~ Establishing a dispute resolution process for all  
760 memoranda of understanding or other contracts or agreements  
761 entered into between the department and local workforce  
762 development boards.

763 (g) ~~(h)~~ Archiving records with the Bureau of Archives and  
764 Records Management of the Division of Library and Information  
765 Services of the Department of State.

766 (6) The state board ~~CareerSource Florida, Inc.,~~ may take  
767 action that it deems necessary to achieve the purposes of this  
768 section, including, but not limited to:

769 (a) Creating a state employment, education, and training  
770 policy that ensures that programs to prepare workers are  
771 responsive to present and future business and industry needs and  
772 complement the initiatives of Enterprise Florida, Inc.

773 (b) Establishing policy direction for a funding system  
774 that provides incentives to improve the outcomes of career  
775 education, registered apprenticeship, and work-based learning

776 programs and that focuses resources on occupations related to  
777 new or emerging industries that add greatly to the value of the  
778 state's economy.

779 (c) Establishing a comprehensive policy related to the  
780 education and training of target populations such as those who  
781 have disabilities, are economically disadvantaged, receive  
782 public assistance, are not proficient in English, or are  
783 dislocated workers. This approach should ensure the effective  
784 use of federal, state, local, and private resources in reducing  
785 the need for public assistance.

786 (d) Designating Institutes of Applied Technology composed  
787 of public and private postsecondary institutions working  
788 together with business and industry to ensure that career  
789 education programs use the most advanced technology and  
790 instructional methods available and respond to the changing  
791 needs of business and industry.

792 (e) Providing policy direction for a system to project and  
793 evaluate labor market supply and demand using the results of the  
794 Workforce Estimating Conference created in s. 216.136 and the  
795 career education performance standards identified under s.  
796 1008.43.

797 (f) Reviewing the performance of public programs that are  
798 responsible for economic development, education, employment, and  
799 training. The review must include an analysis of the return on  
800 investment of these programs.

801 (g) Expanding the occupations identified by the Workforce  
802 Estimating Conference to meet needs created by local emergencies  
803 or plant closings or to capture occupations within emerging  
804 industries.

805 (7) By December 1 of each year, the state board  
806 ~~CareerSource Florida, Inc.~~, shall submit to the Governor, the  
807 President of the Senate, the Speaker of the House of  
808 Representatives, the Senate Minority Leader, and the House  
809 Minority Leader a complete and detailed annual report setting  
810 forth:

811 (a) All audits, including any audit conducted under  
812 subsection (8).

813 (b) The operations and accomplishments of the state board,  
814 including the programs or entities specified in subsection (6).

815 (8) Pursuant to his or her own authority or at the  
816 direction of the Legislative Auditing Committee, the Auditor  
817 General may conduct an audit of the state board and CareerSource  
818 Florida, Inc., or the programs or entities created by the state  
819 board ~~CareerSource Florida, Inc.~~. The Office of Program Policy  
820 Analysis and Government Accountability, pursuant to its  
821 authority or at the direction of the Legislative Auditing  
822 Committee, may review the systems and controls related to  
823 performance outcomes and quality of services of the state board  
824 and CareerSource Florida, Inc.

825 (9) The state board ~~CareerSource Florida, Inc.~~, in

826 collaboration with the local workforce development boards and  
827 appropriate state agencies and local public and private service  
828 providers, shall establish uniform performance accountability  
829 measures that apply across the core programs to gauge the  
830 performance of the state and local workforce development boards  
831 in achieving the workforce development strategy.

832 (a) The performance accountability measures for the core  
833 programs consist of the primary indicators of performance, any  
834 additional indicators of performance, and a state-adjusted level  
835 of performance for each indicator pursuant to Pub. L. No. 113-  
836 128, Title I, s. 116(b).

837 (b) The performance accountability measures for each local  
838 area consist of the primary indicators of performance, any  
839 additional indicators of performance, and a local level of  
840 performance for each indicator pursuant to Pub. L. No. 113-128.  
841 The local level of performance is determined by the local board,  
842 the chief elected official, and the Governor pursuant to Pub. L.  
843 No. 113-128, Title I, s. 116(c).

844 (c) Performance accountability measures shall be used to  
845 generate performance reports pursuant to Pub. L. No. 113-128,  
846 Title I, s. 116(d).

847 (d) The performance accountability measures of success  
848 that are adopted by the state board ~~CareerSource Florida, Inc.,~~  
849 or the local workforce development boards must be developed in a  
850 manner that provides for an equitable comparison of the relative

851 success or failure of any service provider in terms of positive  
852 outcomes.

853 (10) The workforce development strategy for the state  
854 shall be designed by the state board, in consultation with the  
855 department, and approved by the Governor ~~CareerSource Florida,~~  
856 ~~Inc.~~ The strategy must include efforts that enlist business,  
857 education, and community support for students to achieve long-  
858 term career goals, ensuring that young people have the academic  
859 and occupational skills required to succeed in the workplace.  
860 The strategy must also assist employers in upgrading or updating  
861 the skills of their employees and assisting workers to acquire  
862 the education or training needed to secure a better job with  
863 better wages. The strategy must assist the state's efforts to  
864 attract and expand job-creating businesses offering high-paying,  
865 high-demand occupations.

866 (11) The workforce development system must encourage use a  
867 ~~charter-process approach aimed at encouraging~~ local design and  
868 control of service delivery and targeted activities. The state  
869 board, in consultation with the department ~~CareerSource Florida,~~  
870 ~~Inc., is~~ shall be responsible for ensuring that ~~granting~~  
871 ~~charters to~~ local workforce development boards ~~that~~ have a  
872 membership consistent with the requirements of federal and state  
873 law and have developed a plan consistent with the state's  
874 workforce development strategy. The plan must specify methods  
875 for allocating the resources and programs in a manner that

eliminates unwarranted duplication, minimizes administrative costs, meets the existing job market demands and the job market demands resulting from successful economic development activities, ensures access to quality workforce development services for all Floridians, allows for pro rata or partial distribution of benefits and services, prohibits the creation of a waiting list or other indication of an unserved population, serves as many individuals as possible within available resources, and maximizes successful outcomes. The state board ~~As part of the charter process, CareerSource Florida, Inc.,~~ shall establish incentives for effective coordination of federal and state programs, outline rewards for successful job placements, and institute collaborative approaches among local service providers. ~~Local decisionmaking and control shall be important components for inclusion in this charter application.~~

(12) CareerSource Florida, Inc., under the direction of the state board, shall enter into agreement with Space Florida and collaborate with vocational institutes, community colleges, colleges, and universities in this state to develop a workforce development strategy to implement the workforce provisions of s. 331.3051.

(13) The department may consult with the state board to issue technical assistance letters on the operation of federal programs and the expenditure of federal funds by the state board or any local workforce development board. A technical assistance

901 letter must be in writing, must be posted on the department's  
902 website, and remains in effect until superseded or terminated. A  
903 technical assistance letter is not a rule of general  
904 applicability under s. 120.54 and is not a declaratory statement  
905 issued under s. 120.565 or an order issued under s. 120.569.  
906 Section 120.53 does not apply to technical assistance letters.

907 Section 6. Section 445.006, Florida Statutes, is amended  
908 to read:

909 445.006 State plan for workforce development.—

910 (1) STATE PLAN.—The state board ~~CareerSource Florida,~~  
911 ~~Inc.~~, in conjunction with state and local partners in the  
912 workforce system, shall develop a state plan that produces an  
913 educated and skilled workforce. The state plan must consist of  
914 strategic and operational planning elements. The state plan  
915 shall be submitted by the Governor to the United States  
916 Department of Labor pursuant to the requirements of Pub. L. No.  
917 113-128.

918 (2) STRATEGIC PLANNING ELEMENTS.—The state board  
919 ~~CareerSource Florida, Inc.~~, in conjunction with state and local  
920 partners in the workforce system, shall develop strategic  
921 planning elements, pursuant to Pub. L. No. 113-128, Title I, s.  
922 102, for the state plan.

923 (a) The strategic planning elements of the state plan must  
924 include, but need not be limited to, strategies for:

925 1. Fulfilling the workforce system goals and strategies

prescribed in s. 445.004;

2. Aggregating, integrating, and leveraging workforce system resources;

3. Coordinating the activities of federal, state, and local workforce system partners;

4. Addressing the workforce needs of small businesses; and

5. Fostering the participation of rural communities and distressed urban cores in the workforce system.

(b) The strategic planning elements must include criteria for allocating workforce resources to local workforce development boards. With respect to allocating funds to serve customers of the welfare transition program, such criteria may include weighting factors that indicate the relative degree of difficulty associated with securing and retaining employment placements for specific subsets of the welfare transition caseload.

(3) OPERATIONAL PLANNING ELEMENTS.—The state board ~~CareerSource Florida, Inc.~~, in conjunction with state and local partners in the workforce system, shall develop operational planning elements, pursuant to Pub. L. No. 113-128, Title I, s. 102, for the state plan.

Section 7. Subsection (1), paragraph (b) of subsection (2), and subsections (3) through (7) and (9) through (13) of section 445.007, Florida Statutes, are amended, and paragraph (c) is added to subsection (2) of that section, to read:

445.007 Local workforce development boards.—

(1) One local workforce development board shall be appointed in each designated service delivery area and shall serve as the local workforce development board pursuant to Pub. L. No. 113-128. The membership of the local board must be consistent with Pub. L. No. 113-128, Title I, s. 107(b). If a public education or training provider is represented on the local board, a representative of a private education provider must also be appointed to the local board. The state board ~~CareerSource Florida, Inc.,~~ may waive this requirement if requested by a local workforce development board if it is demonstrated that such representatives do not exist in the region. The importance of minority and gender representation shall be considered when making appointments to the local board. The local board, its committees, subcommittees, and subdivisions, and other units of the workforce system, including units that may consist in whole or in part of local governmental units, may use any method of telecommunications to conduct meetings, including establishing a quorum through telecommunications, provided that the public is given proper notice of the telecommunications meeting and reasonable access to observe and, when appropriate, participate. Local workforce development boards are subject to chapters 119 and 286 and s. 24, Art. I of the State Constitution. If the local workforce development board enters into a contract with an organization or

individual represented on the local board ~~of directors~~, the contract must be approved by a two-thirds vote of the local board, a quorum having been established, and the local board member who could benefit financially from the transaction must abstain from voting on the contract. A local board member must disclose any such conflict in a manner that is consistent with the procedures outlined in s. 112.3143. Each member of a local workforce development board who is not otherwise required to file a full and public disclosure of financial interests under ~~pursuant to~~ s. 8, Art. II of the State Constitution or s. 112.3144 shall file a statement of financial interests under ~~pursuant to~~ s. 112.3145. The executive director or designated person responsible for the operational and administrative functions of the local workforce development board who is not otherwise required to file a full and public disclosure of financial interests under ~~pursuant to~~ s. 8, Art. II of the State Constitution or s. 112.3144 shall file a statement of financial interests under ~~pursuant to~~ s. 112.3145.

(2)

(b) The Governor may remove a member of the local board, the executive director of the local board, or the designated person responsible for the operational and administrative functions of the local board for cause. ~~As used in this paragraph, the term "cause" includes, but is not limited to, engaging in fraud or other criminal acts, incapacity, unfitness,~~

neglect of duty, official incompetence and irresponsibility,  
misfeasance, malfeasance, nonfeasance, or lack of performance.

(c) The chief elected official for the local workforce  
development board may remove a member of the local board, the  
executive director of the local board, or the designated person  
responsible for the operational and administrative functions of  
the local board for cause.

(3) ~~The department of Economic Opportunity, under the  
direction of CareerSource Florida, Inc.,~~ shall assign staff to  
meet with each local workforce development board annually to  
review the local board's performance and to certify that the  
local board is in compliance with applicable state and federal  
law.

(4) In addition to the duties and functions specified by  
the state board CareerSource Florida, Inc., and by the  
interlocal agreement approved by the local county or city  
governing bodies, the local workforce development board shall  
have the following responsibilities:

(a) Develop, submit, ratify, or amend the local plan  
pursuant to Pub. L. No. 113-128, Title I, s. 108 and this act.

(b) Conclude agreements necessary to designate the fiscal  
agent and administrative entity. A public or private entity,  
including an entity established under ~~pursuant to~~ s. 163.01,  
which makes a majority of the appointments to a local workforce  
development board may serve as the local board's administrative

entity if approved by the department ~~CareerSource Florida, Inc.,~~  
based upon a showing that a fair and competitive process was  
used to select the administrative entity.

(c) ~~Complete assurances required for the charter process~~  
~~of CareerSource Florida, Inc.,~~ and Provide ongoing oversight  
related to administrative costs, duplicated services, career  
counseling, economic development, equal access, compliance and  
accountability, and performance outcomes.

(d) Oversee the one-stop delivery system in its local  
area.

(5) The department, in conjunction with the state board  
~~CareerSource Florida, Inc.,~~ shall implement a training program  
for the local workforce development boards to familiarize local  
board members with the state's workforce development goals and  
strategies.

(6) The local workforce development board shall designate  
all local service providers and may not transfer this authority  
to a third party. Consistent with the intent of the Workforce  
Innovation and Opportunity Act, local workforce development  
boards should provide the greatest possible choice of training  
providers to those who qualify for training services. A local  
workforce development board may not restrict the choice of  
training providers based upon cost, location, or historical  
training arrangements. However, a local board may restrict the  
amount of training resources available to any one client. Such

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1051 restrictions may vary based upon the cost of training in the  
1052 client's chosen occupational area. The local workforce  
1053 development board may be designated as a one-stop operator and  
1054 direct provider of intake, assessment, eligibility  
1055 determinations, or other direct provider services except  
1056 training services. Such designation may occur only with the  
1057 agreement of the chief elected official and the Governor as  
1058 specified in 29 U.S.C. s. 2832(f)(2). The state board  
1059 ~~CareerSource Florida, Inc.,~~ shall establish procedures by which  
1060 a local workforce development board may request permission to  
1061 operate under this section and the criteria under which such  
1062 permission may be granted. The criteria shall include, but need  
1063 not be limited to, a reduction in the cost of providing the  
1064 permitted services. Such permission shall be granted for a  
1065 period not to exceed 3 years for any single request submitted by  
1066 the local workforce development board.

1067       (7) Local workforce development boards shall adopt a  
1068 committee structure consistent with applicable federal law and  
1069 state policies established by the state board ~~CareerSource~~  
1070 ~~Florida, Inc.~~

1071       (9) For purposes of procurement, local workforce  
1072 development boards and their administrative entities are not  
1073 state agencies and are exempt from chapters 120 and 287. The  
1074 local workforce development boards shall apply the procurement  
1075 and expenditure procedures required by federal law and policies

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1076 of the department ~~of Economic Opportunity~~ and the state board  
1077 ~~CareerSource Florida, Inc.,~~ for the expenditure of federal,  
1078 state, and nonpass-through funds. The making or approval of  
1079 smaller, multiple payments for a single purchase with the intent  
1080 to avoid or evade the monetary thresholds and procedures  
1081 established by federal law and policies of the department ~~of~~  
1082 ~~Economic Opportunity~~ and the state board ~~CareerSource Florida,~~  
1083 ~~Inc.,~~ is grounds for removal for cause. Local workforce  
1084 development boards, their administrative entities, committees,  
1085 and subcommittees, and other workforce units may authorize  
1086 expenditures to award suitable framed certificates, pins, or  
1087 other tokens of recognition for performance by units of the  
1088 workforce system. Local workforce development boards; their  
1089 administrative entities, committees, and subcommittees; and  
1090 other workforce units may authorize expenditures for promotional  
1091 items, such as t-shirts, hats, or pens printed with messages  
1092 promoting Florida's workforce system to employers, job seekers,  
1093 and program participants. However, such expenditures are subject  
1094 to federal regulations applicable to the expenditure of federal  
1095 funds. All contracts executed by local workforce development  
1096 boards must include specific performance expectations and  
1097 deliverables.

1098 (10) State and federal funds provided to the local  
1099 workforce development boards may not be used directly or  
1100 indirectly to pay for meals, food, or beverages for ~~board~~

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1101 members, staff, or employees of local workforce development  
1102 boards, the state board ~~CareerSource Florida, Inc.~~, or the  
1103 department ~~of Economic Opportunity~~ except as expressly  
1104 authorized by state law. Preapproved, reasonable, and necessary  
1105 per diem allowances and travel expenses may be reimbursed. Such  
1106 reimbursement shall be at the standard travel reimbursement  
1107 rates established in s. 112.061 and shall be in compliance with  
1108 all applicable federal and state requirements. The department  
1109 shall provide fiscal and programmatic guidance ~~CareerSource~~  
1110 ~~Florida, Inc., shall develop a statewide fiscal policy~~  
1111 ~~applicable to the state board,~~ CareerSource Florida, Inc., and  
1112 all local workforce development boards, to hold both the state  
1113 and local workforce development boards strictly accountable for  
1114 adherence to the policy and subject to regular and periodic  
1115 monitoring by the department ~~of Economic Opportunity, the~~  
1116 ~~administrative entity for CareerSource Florida, Inc.~~ Local  
1117 boards are prohibited from expending state or federal funds for  
1118 entertainment costs and recreational activities for local board  
1119 members and employees as these terms are defined by 2 C.F.R.  
1120 part 200 ~~230~~.

1121 (11) To increase transparency and accountability, a local  
1122 workforce development board must comply with the requirements of  
1123 this section before contracting with a member of the local board  
1124 or a relative, as defined in s. 112.3143(1)(c), of a local board  
1125 member or of an employee of the local board. Such contracts may

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not be executed before or without the prior approval of the  
department ~~CareerSource Florida, Inc.~~. Such contracts, as well as  
documentation demonstrating adherence to this section as  
specified by the department ~~CareerSource Florida, Inc.~~, must be  
submitted to the department ~~of Economic Opportunity~~ for review  
and approval ~~recommendation according to criteria to be~~  
~~determined by CareerSource Florida, Inc.~~ Such a contract must be  
approved by a two-thirds vote of the local board, a quorum  
having been established; all conflicts of interest must be  
disclosed before the vote; and any member who may benefit from  
the contract, or whose relative may benefit from the contract,  
must abstain from the vote. A contract under \$25,000 between a  
local workforce development board and a member of that board or  
between a relative, as defined in s. 112.3143(1)(c), of a local  
board member or of an employee of the local board is not  
required to have the prior approval of the department  
~~CareerSource Florida, Inc.~~, but must be approved by a two-thirds  
vote of the local board, a quorum having been established, and  
must be reported to the department ~~of Economic Opportunity~~ and  
the state board ~~CareerSource Florida, Inc.~~, within 30 days after  
approval. If a contract cannot be approved by the department  
~~CareerSource Florida, Inc.~~, a review of the decision to  
disapprove the contract may be requested by the local workforce  
development board or other parties to the disapproved contract.

(12) Each local workforce development board shall develop

1151 a budget for the purpose of carrying out the duties of the local  
1152 board under this section, subject to the approval of the chief  
1153 elected official. Each local workforce development board shall  
1154 submit its annual budget for review to the department  
1155 ~~CareerSource Florida, Inc.~~, no later than 2 weeks after the  
1156 chair approves the budget.

1157 ~~(13) By March 1, 2018, CareerSource Florida, Inc., shall~~  
1158 ~~establish regional planning areas in accordance with Pub. L. No.~~  
1159 ~~113-128, Title I, s. 106(a)(2). Local workforce development~~  
1160 ~~boards and chief elected officials within identified regional~~  
1161 ~~planning areas shall prepare a regional workforce development~~  
1162 ~~plan as required under Pub. L. No. 113-128, Title I, s.~~  
1163 ~~106(e)(2).~~

1164 Section 8. Subsections (1) and (4) of section 445.0071,  
1165 Florida Statutes, are amended to read:

1166 445.0071 Florida Youth Summer Jobs Pilot Program.—

1167 (1) CREATION.—Contingent upon appropriations, there is  
1168 created the Florida Youth Summer Jobs Pilot Program within  
1169 workforce development district 22 served by the Broward  
1170 Workforce Development Board. The board shall, in consultation  
1171 with the state board ~~CareerSource Florida, Inc.~~, provide a  
1172 program offering at-risk and disadvantaged children summer jobs  
1173 in partnership with local communities and public employers.

1174 (4) GOVERNANCE.—

1175 (a) The pilot program shall be administered by the local

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workforce development board in consultation with the state board  
~~CareerSource Florida, Inc.~~

(b) The local workforce development board shall report to  
the state board and the department ~~CareerSource Florida, Inc.,~~  
the number of at-risk and disadvantaged children who enter the  
program, the types of work activities they participate in, and  
the number of children who return to school, go on to  
postsecondary school, or enter the workforce full time at the  
end of the program. The state board ~~CareerSource Florida, Inc.,~~  
shall report to the Legislature by November 1 of each year on  
the performance of the program.

Section 9. Subsections (1) and (2) of section 445.008,  
Florida Statutes, are amended to read:

445.008 Workforce Training Institute.—

(1) The state board, through CareerSource Florida, Inc.,  
may create the Workforce Training Institute, which shall be a  
comprehensive program of workforce training courses designed to  
meet the unique needs of, and shall include Internet-based  
training modules suitable for and made available to,  
professionals integral to the workforce system, including  
advisors and counselors in educational institutions.

(2) The state board, through CareerSource Florida, Inc.,  
may enter into a contract for the provision of administrative  
support services for the institute and shall adopt policies for  
the administration and operation of the institute and establish

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admission fees in an amount which, in the aggregate, does not exceed the cost of the program. CareerSource Florida, Inc., may accept donations or grants of any type for any function or purpose of the institute. All donations and grants received by CareerSource Florida, Inc., must be reported to the state board and the department.

Section 10. Subsections (2), (3), and (4), paragraph (b) of subsection (6), subsection (7), paragraphs (a), (c), and (d) of subsection (8), and subsection (9) of section 445.009, Florida Statutes, are amended to read:

445.009 One-stop delivery system.—

(2)(a) Subject to a process designed by the state board ~~CareerSource Florida, Inc.~~, and in compliance with Pub. L. No. 113-128, local workforce development boards shall designate one-stop delivery system operators.

(b) A local workforce development board may designate as its one-stop delivery system operator any public or private entity that is eligible to provide services under any state or federal workforce program that is a mandatory or discretionary partner in the local workforce development area's one-stop delivery system if approved by the department ~~CareerSource Florida, Inc.~~, upon a showing by the local workforce development board that a fair and competitive process was used in the selection. As a condition of authorizing a local workforce development board to designate such an entity as its one-stop

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1226 delivery system operator, the department ~~CareersSource Florida,~~  
1227 ~~Inc.~~, must require the local workforce development board to  
1228 demonstrate that safeguards are in place to ensure that the one-  
1229 stop delivery system operator will not exercise an unfair  
1230 competitive advantage or unfairly refer or direct customers of  
1231 the one-stop delivery system to services provided by that one-  
1232 stop delivery system operator. A local workforce development  
1233 board may retain its current one-stop career center operator  
1234 without further procurement action if the local board has an  
1235 established one-stop career center that has complied with  
1236 federal and state law.

1237 (c) The local workforce development board must enter into  
1238 a memorandum of understanding with each mandatory or optional  
1239 partner participating in the one-stop delivery system which  
1240 details the partner's required contribution to infrastructure  
1241 costs, as required by Pub. L. No. 113-128, s. 121(h). ~~If the~~  
1242 ~~local workforce development board and the one-stop partner are~~  
1243 ~~unable to come to an agreement regarding infrastructure costs by~~  
1244 ~~July 1, 2017, the costs shall be allocated pursuant to a policy~~  
1245 ~~established by the Governor.~~

1246 (3) Local workforce development boards shall enter into a  
1247 memorandum of understanding with the department ~~of Economic~~  
1248 ~~Opportunity~~ for the delivery of employment services authorized  
1249 by the federal Wagner-Peyser Act. This memorandum of  
1250 understanding must be performance based.

1251 (a) Unless otherwise required by federal law, at least 90  
1252 percent of the Wagner-Peyser funding must go into direct  
1253 customer service costs.

1254 (b) Employment services must be provided through the one-  
1255 stop delivery system, under the guidance of one-stop delivery  
1256 system operators. One-stop delivery system operators shall have  
1257 overall authority for directing the staff of the workforce  
1258 system. Personnel matters shall remain under the ultimate  
1259 authority of the department. However, the one-stop delivery  
1260 system operator shall submit to the department information  
1261 concerning the job performance of employees of the department  
1262 who deliver employment services. The department shall consider  
1263 any such information submitted by the one-stop delivery system  
1264 operator in conducting performance appraisals of the employees.

1265 (c) The department shall retain fiscal responsibility and  
1266 accountability for the administration of funds allocated to the  
1267 state under the Wagner-Peyser Act. An employee of the department  
1268 who is providing services authorized under the Wagner-Peyser Act  
1269 shall be paid using Wagner-Peyser Act funds.

1270 (4) One-stop delivery system partners shall enter into a  
1271 memorandum of understanding pursuant to Pub. L. No. 113-128,  
1272 Title I, s. 121, with the local workforce development board.  
1273 Failure of a local partner to participate cannot unilaterally  
1274 block the majority of partners from moving forward with their  
1275 one-stop delivery system, and the state board, in conjunction

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1276 with the department, may notify the Governor ~~CareerSource~~  
1277 ~~Florida, Inc., pursuant to s. 445.004(5) (c), may make~~  
1278 ~~notification~~ of a local partner that fails to participate.

1279 (6)

1280 (b) To expand electronic capabilities, the state board and  
1281 the department ~~CareerSource Florida, Inc.~~, working with local  
1282 workforce development boards, shall develop a centralized help  
1283 center to assist local workforce development boards in  
1284 fulfilling core services, minimizing the need for fixed-site  
1285 one-stop delivery system centers.

1286 (7) Intensive services and training provided pursuant to  
1287 Pub. L. No. 113-128 shall be provided to individuals through  
1288 Intensive Service Accounts and Individual Training Accounts. The  
1289 state board ~~CareerSource Florida, Inc.~~, shall develop an  
1290 implementation plan, including identification of initially  
1291 eligible training providers, transition guidelines, and criteria  
1292 for use of these accounts. Individual Training Accounts must be  
1293 compatible with Individual Development Accounts for education  
1294 allowed in federal and state welfare reform statutes.

1295 (8) (a) Individual Training Accounts must be expended on  
1296 programs that prepare people to enter high-wage occupations  
1297 identified by the Workforce Estimating Conference created by s.  
1298 216.136, and on other programs recommended by the state board  
1299 and approved by the department ~~as approved by CareerSource~~  
1300 ~~Florida, Inc.~~

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(c) The department ~~CareerSource Florida, Inc.,~~ shall periodically review Individual Training Account pricing schedules developed by local workforce development boards and present findings and recommendations for process improvement to the President of the Senate and the Speaker of the House of Representatives.

(d) To the maximum extent possible, training providers shall use funding sources other than the funding provided under Pub. L. No. 113-128. The state board ~~CareerSource Florida, Inc.,~~ shall develop a system to encourage the leveraging of appropriated resources for the workforce system and shall report on such efforts as part of the required annual report.

(9) (a) The state board ~~CareerSource Florida, Inc.,~~ working with the department, shall coordinate among the agencies a plan for a One-Stop Electronic Network made up of one-stop delivery system centers and other partner agencies that are operated by authorized public or private for-profit or not-for-profit agents. The plan shall identify resources within existing revenues to establish and support this electronic network for service delivery that includes Government Services Direct. If necessary, the plan shall identify additional funding needed to achieve the provisions of this subsection.

(b) The network shall assure that a uniform method is used to determine eligibility for and management of services provided by agencies that conduct workforce development activities. The

Department of Management Services shall develop strategies to allow access to the databases and information management systems of the following systems in order to link information in those databases with the one-stop delivery system:

1. The Reemployment Assistance Program under chapter 443.
2. The public employment service described in s. 443.181.
3. The public assistance information system used by the Department of Children and Families and the components related to temporary cash assistance, food assistance, and Medicaid eligibility.
4. The Student Financial Assistance System of the Department of Education.
5. Enrollment in the public postsecondary education system.
6. Other information systems determined appropriate by the state board, in consultation with the department ~~CareerSource Florida, Inc.~~

Section 11. Section 445.011, Florida Statutes, is amended to read:

445.011 Workforce information systems.—

(1) The department, in consultation with the state board ~~CareerSource Florida, Inc.,~~ shall implement, subject to legislative appropriation, automated information systems that are necessary for the efficient and effective operation and management of the workforce development system. These

information systems shall include, but need not be limited to,  
the following:

(a) An integrated management system for the one-stop service delivery system, which includes, at a minimum, common registration and intake, screening for needs and benefits, case planning and tracking, training benefits management, service and training provider management, performance reporting, executive information and reporting, and customer-satisfaction tracking and reporting.

1. The system should report current budgeting, expenditure, and performance information for assessing performance related to outcomes, service delivery, and financial administration for workforce programs pursuant to s. 445.004(5) and (9).

2. The information system should include auditable systems and controls to ensure financial integrity and valid and reliable performance information.

3. The system should support service integration and case management by providing for case tracking for participants in welfare transition programs.

(b) An automated job-matching information system that is accessible to employers, job seekers, and other users via the Internet, and that includes, at a minimum:

1. Skill match information, including skill gap analysis; resume creation; job order creation; skill tests; job search by

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1376 area, employer type, and employer name; and training provider  
1377 linkage;

1378 2. Job market information based on surveys, including  
1379 local, state, regional, national, and international occupational  
1380 and job availability information; and

1381 3. Service provider information, including education and  
1382 training providers, child care facilities and related  
1383 information, health and social service agencies, and other  
1384 providers of services that would be useful to job seekers.

1385 (2) The department ~~In procuring workforce information~~  
1386 ~~systems, CareerSource Florida, Inc., shall employ competitive~~  
1387 ~~processes, including requests for proposals, competitive~~  
1388 ~~negotiation, and other competitive processes to ensure that the~~  
1389 ~~procurement results in the most cost-effective investment of~~  
1390 ~~state funds.~~

1391 ~~(3) CareerSource Florida, Inc.,~~ may procure independent  
1392 verification and validation services associated with developing  
1393 and implementing any workforce information system.

1394 ~~(3)-(4)~~ The department ~~CareerSource Florida, Inc.,~~ shall  
1395 coordinate development and implementation of workforce  
1396 information systems with the state chief information officer to  
1397 ensure compatibility with the state's information system  
1398 strategy and enterprise architecture.

1399 Section 12. Subsections (1) and (3) of section 445.014,  
1400 Florida Statutes, are amended to read:

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1401 445.014 Small business workforce service initiative.—

1402 (1) Subject to legislative appropriation, the state board  
1403 ~~CareerSource Florida, Inc.,~~ shall establish a program to  
1404 encourage local workforce development boards to establish one-  
1405 stop delivery systems that maximize the provision of workforce  
1406 and human-resource support services to small businesses. Under  
1407 the program, a local workforce development board may apply, on a  
1408 competitive basis, for funds to support the provision of such  
1409 services to small businesses through the local workforce  
1410 development area's one-stop delivery system.

1411 (3) The state board ~~CareerSource Florida, Inc.,~~ shall  
1412 establish guidelines governing the administration of this  
1413 program and shall establish criteria to be used in evaluating  
1414 applications for funding. Such criteria must include, but need  
1415 not be limited to, a showing that the local workforce  
1416 development board has in place a detailed plan for establishing  
1417 a one-stop delivery system designed to meet the workforce needs  
1418 of small businesses and for leveraging other funding sources in  
1419 support of such activities.

1420 Section 13. Paragraphs (b), (c), and (d) of subsection (2)  
1421 and subsection (4) of section 445.021, Florida Statutes, are  
1422 amended to read:

1423 445.021 Relocation assistance program.—

1424 (2) The relocation assistance program shall involve five  
1425 steps by the local workforce development board, in cooperation

with the Department of Children and Families:

(b) A determination that there is a basis for believing that relocation will contribute to the ability of the applicant to achieve self-sufficiency. For example, the applicant:

1. Is unlikely to achieve economic self-sufficiency at the current community of residence;

2. Has secured a job that provides an increased salary or improved benefits and that requires relocation to another community;

3. Has a family support network that will contribute to job retention in another community;

4. Is determined, pursuant to criteria or procedures established by the state board ~~of directors of CareerSource Florida, Inc.,~~ to be a victim of domestic violence who would experience reduced probability of further incidents through relocation; or

5. Must relocate in order to receive education or training that is directly related to the applicant's employment or career advancement.

(c) Establishment of a relocation plan that includes such requirements as are necessary to prevent abuse of the benefit and provisions to protect the safety of victims of domestic violence and avoid provisions that place them in anticipated danger. The payment to defray relocation expenses shall be determined based on criteria approved by the state board ~~of~~

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1451 ~~directors of CareerSource Florida, Inc.~~ Participants in the  
1452 relocation program shall be eligible for diversion or  
1453 transitional benefits.

1454 (d) A determination, pursuant to criteria adopted by the  
1455 state board of directors of CareerSource Florida, Inc., that a  
1456 community receiving a relocated family has the capacity to  
1457 provide needed services and employment opportunities.

1458 (4) The state board of directors of CareerSource Florida,  
1459 ~~Inc.~~ may establish criteria for developing and implementing  
1460 relocation plans and for drafting agreements to restrict a  
1461 family from applying for temporary cash assistance for a  
1462 specified period after receiving a relocation assistance  
1463 payment.

1464 Section 14. Section 445.022, Florida Statutes, is amended  
1465 to read:

1466 445.022 Retention Incentive Training Accounts.—To promote  
1467 job retention and to enable upward job advancement into higher  
1468 skilled, higher paying employment, the state board of directors  
1469 ~~of CareerSource Florida, Inc.~~ and the local workforce  
1470 development boards may assemble a list of programs and courses  
1471 offered by postsecondary educational institutions which may be  
1472 available to participants who have become employed to promote  
1473 job retention and advancement.

1474 (1) The state board of directors of CareerSource Florida,  
1475 ~~Inc.~~ may establish Retention Incentive Training Accounts

(RITAs) to use Temporary Assistance to Needy Families (TANF) block grant funds specifically appropriated for this purpose. RITAs must complement the Individual Training Account required by the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128.

(2) RITAs may pay for tuition, fees, educational materials, coaching and mentoring, performance incentives, transportation to and from courses, child care costs during education courses, and other such costs as the local workforce development boards determine are necessary to effect successful job retention and advancement.

(3) Local workforce development boards shall retain only those courses that continue to meet their performance standards as established in their local plan.

(4) Local workforce development boards shall report annually to the Legislature on the measurable retention and advancement success of each program provider and the effectiveness of RITAs, making recommendations for any needed changes or modifications.

Section 15. Paragraph (e) of subsection (5) of section 445.024, Florida Statutes, is amended to read:

445.024 Work requirements.—

(5) USE OF CONTRACTS.—Local workforce development boards shall provide work activities, training, and other services, as appropriate, through contracts. In contracting for work

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activities, training, or services, the following applies:

(e) The administrative costs associated with a contract for services provided under this section may not exceed the applicable administrative cost ceiling established in federal law. An agency or entity that is awarded a contract under this section may not charge more than 7 percent of the value of the contract for administration unless an exception is approved by the local workforce development board. A list of any exceptions approved must be submitted to the state board ~~of directors of CareerSource Florida, Inc.~~, for review, and the state board may rescind approval of the exception.

Section 16. Subsection (6) of section 445.026, Florida Statutes, is amended to read:

445.026 Cash assistance severance benefit.—An individual who meets the criteria listed in this section may choose to receive a lump-sum payment in lieu of ongoing cash assistance payments, provided the individual:

(6) Signs an agreement not to apply for or accept cash assistance for 6 months after receipt of the one-time payment. In the event of an emergency, such agreement shall provide for an exception to this restriction, provided that the one-time payment shall be deducted from any cash assistance for which the family subsequently is approved. This deduction may be prorated over an 8-month period. The state board ~~of directors of CareerSource Florida, Inc.~~ shall adopt criteria defining the

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conditions under which a family may receive cash assistance due to such emergency.

Such individual may choose to accept a one-time, lump-sum payment of \$1,000 in lieu of receiving ongoing cash assistance. Such payment shall only count toward the time limitation for the month in which the payment is made in lieu of cash assistance. A participant choosing to accept such payment shall be terminated from cash assistance. However, eligibility for Medicaid, food assistance, or child care shall continue, subject to the eligibility requirements of those programs.

Section 17. Section 445.028, Florida Statutes, is amended to read:

445.028 Transitional benefits and services.—In cooperation with the department ~~CareerSource Florida, Inc.~~, the Department of Children and Families shall develop procedures to ensure that families leaving the temporary cash assistance program receive transitional benefits and services that will assist the family in moving toward self-sufficiency. At a minimum, such procedures must include, but are not limited to, the following:

(1) Each recipient of cash assistance who is determined ineligible for cash assistance for a reason other than a work activity sanction shall be contacted by the workforce system case manager and provided information about the availability of transitional benefits and services. Such contact shall be

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attempted prior to closure of the case management file.

(2) Each recipient of temporary cash assistance who is determined ineligible for cash assistance due to noncompliance with the work activity requirements shall be contacted and provided information in accordance with s. 414.065(1).

(3) The department, in consultation with the state board ~~of directors of CareerSource Florida, Inc.~~, shall develop informational material, including posters and brochures, to better inform families about the availability of transitional benefits and services.

(4) The department ~~CareerSource Florida, Inc.~~, in cooperation with the Department of Children and Families, shall, to the extent permitted by federal law, develop procedures to maximize the utilization of transitional Medicaid by families who leave the temporary cash assistance program.

Section 18. Section 445.030, Florida Statutes, is amended to read:

445.030 Transitional education and training.—In order to assist former recipients of temporary cash assistance who are working or actively seeking employment in continuing their training and upgrading their skills, education, or training, support services may be provided for up to 2 years after the family is no longer receiving temporary cash assistance. This section does not constitute an entitlement to transitional education and training. If funds are not sufficient to provide

1576 services under this section, the state board ~~of directors of~~  
1577 ~~CareerSource Florida, Inc.,~~ may limit or otherwise prioritize  
1578 transitional education and training.

1579 (1) Education or training resources available in the  
1580 community at no additional cost shall be used whenever possible.

1581 (2) Local workforce development boards may authorize child  
1582 care or other support services in addition to services provided  
1583 in conjunction with employment. For example, a participant who  
1584 is employed full time may receive child care services related to  
1585 that employment and may also receive additional child care  
1586 services in conjunction with training to upgrade the  
1587 participant's skills.

1588 (3) Transitional education or training must be job-  
1589 related, but may include training to improve job skills in a  
1590 participant's existing area of employment or may include  
1591 training to prepare a participant for employment in another  
1592 occupation.

1593 (4) A local workforce development board may enter into an  
1594 agreement with an employer to share the costs relating to  
1595 upgrading the skills of participants hired by the employer. For  
1596 example, a local workforce development board may agree to  
1597 provide support services such as transportation or a wage  
1598 subsidy in conjunction with training opportunities provided by  
1599 the employer.

1600 Section 19. Section 445.033, Florida Statutes, is amended

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to read:

445.033 Evaluation.—The state board ~~of directors of~~  
~~CareerSource Florida, Inc.,~~ and the Department of Children and  
Families shall arrange for evaluation of TANF-funded programs  
operated under this chapter, as follows:

(1) If required by federal waivers or other federal  
requirements, the state board ~~of directors of CareerSource~~  
~~Florida, Inc.,~~ and the department may provide for evaluation  
according to these requirements.

(2) The state board ~~of directors of CareerSource Florida,~~  
~~Inc.,~~ and the department shall participate in the evaluation of  
this program in conjunction with evaluation of the state's  
workforce development programs or similar activities aimed at  
evaluating program outcomes, cost-effectiveness, or return on  
investment, and the impact of time limits, sanctions, and other  
welfare reform measures set out in this chapter. Evaluation  
shall also contain information on the number of participants in  
work experience assignments who obtain unsubsidized employment,  
including, but not limited to, the length of time the  
unsubsidized job is retained, wages, and the public benefits, if  
any, received by such families while in unsubsidized employment.  
The evaluation must solicit the input of consumers, community-  
based organizations, service providers, employers, and the  
general public, and must publicize, especially in low-income  
communities, the process for submitting comments.

1626           (3) The state board ~~of directors of CareerSource Florida,~~  
1627 ~~Inc.,~~ and the department may share information with and develop  
1628 protocols for information exchange with the Florida Education  
1629 and Training Placement Information Program.

1630           (4) The state board ~~of directors of CareerSource Florida,~~  
1631 ~~Inc.,~~ and the department may initiate or participate in  
1632 additional evaluation or assessment activities that will further  
1633 the systematic study of issues related to program goals and  
1634 outcomes.

1635           (5) In providing for evaluation activities, the state  
1636 board ~~of directors of CareerSource Florida, Inc.,~~ and the  
1637 department shall safeguard the use or disclosure of information  
1638 obtained from program participants consistent with federal or  
1639 state requirements. Evaluation methodologies may be used which  
1640 are appropriate for evaluation of program activities, including  
1641 random assignment of recipients or participants into program  
1642 groups or control groups. To the extent necessary or  
1643 appropriate, evaluation data shall provide information with  
1644 respect to the state, district, or county, or other substate  
1645 area.

1646           (6) The state board ~~of directors of CareerSource Florida,~~  
1647 ~~Inc.,~~ and the department may contract with a qualified  
1648 organization for evaluations conducted under this section.

1649           Section 20. Section 445.035, Florida Statutes, is amended  
1650 to read:

1651           445.035 Data collection and reporting.—The Department of  
1652 Children and Families and the state board ~~of directors of~~  
1653 ~~CareerSource Florida, Inc.,~~ shall collect data necessary to  
1654 administer this chapter and make the reports required under  
1655 federal law to the United States Department of Health and Human  
1656 Services and the United States Department of Agriculture.

1657           Section 21. Subsections (1), (2), and (3), paragraph (b)  
1658 of subsection (4), and subsection (5) of section 445.048,  
1659 Florida Statutes, are amended to read:

1660           445.048 Passport to Economic Progress program.—

1661           (1) AUTHORIZATION.—Notwithstanding any law to the  
1662 contrary, the state board ~~CareerSource Florida, Inc.,~~ in  
1663 conjunction with the department and the Department of Children  
1664 and Families ~~and the Department of Economic Opportunity,~~ shall  
1665 implement a Passport to Economic Progress program consistent  
1666 with this section. The state board ~~CareerSource Florida, Inc.,~~  
1667 may designate local workforce development boards to participate  
1668 in the program. Expenses for the program may come from  
1669 appropriated revenues or from funds otherwise available to a  
1670 local workforce development board which may be legally used for  
1671 such purposes. The state board ~~CareerSource Florida, Inc.,~~ must  
1672 consult with the applicable local workforce development boards  
1673 and the applicable local offices of the Department of Children  
1674 and Families which serve the program areas and must encourage  
1675 community input into the implementation process.

1676 (2) WAIVERS.—If the state board ~~CareerSource Florida,~~  
1677 ~~Inc.~~, in consultation with the Department of Children and  
1678 Families, finds that federal waivers would facilitate  
1679 implementation of the program, the department shall immediately  
1680 request such waivers, and the state board ~~CareerSource Florida,~~  
1681 ~~Inc.~~, shall report to the Governor, the President of the Senate,  
1682 and the Speaker of the House of Representatives if any refusal  
1683 of the federal government to grant such waivers prevents the  
1684 implementation of the program. If the state board ~~CareerSource~~  
1685 ~~Florida, Inc.~~, finds that federal waivers to provisions of the  
1686 Food Assistance Program would facilitate implementation of the  
1687 program, the Department of Children and Families shall  
1688 immediately request such waivers in accordance with s. 414.175.

1689 (3) TRANSITIONAL BENEFITS AND SERVICES.—In order to assist  
1690 them in making the transition to economic self-sufficiency,  
1691 former recipients of temporary cash assistance participating in  
1692 the passport program shall be eligible for the following  
1693 benefits and services:

1694 (a) Notwithstanding the time period specified in s.  
1695 445.030, transitional education and training support services as  
1696 specified in s. 445.030 for up to 4 years after the family is no  
1697 longer receiving temporary cash assistance;

1698 (b) Notwithstanding the time period specified in s.  
1699 445.031, transitional transportation support services as  
1700 specified in s. 445.031 for up to 4 years after the family is no

longer receiving temporary cash assistance; and

(c) Notwithstanding the time period specified in s. 445.032, transitional child care as specified in s. 445.032 for up to 4 years after the family is no longer receiving temporary cash assistance.

All other provisions of ss. 445.030, 445.031, and 445.032 apply to such individuals, as appropriate. This subsection does not constitute an entitlement to transitional benefits and services. If funds are insufficient to provide benefits and services under this subsection, the state board ~~of directors of CareerSource Florida, Inc.~~, or its agent, may limit such benefits and services or otherwise establish priorities for the provisions of such benefits and services.

(4) INCENTIVES TO ECONOMIC SELF-SUFFICIENCY.—

(b) The state board ~~CareerSource Florida, Inc.~~, in cooperation with the department and the Department of Children and Families ~~and the Department of Economic Opportunity~~, shall offer performance-based incentive bonuses as a component of the Passport to Economic Progress program. The bonuses do not represent a program entitlement and are contingent on achieving specific benchmarks prescribed in the self-sufficiency plan. If the funds appropriated for this purpose are insufficient to provide this financial incentive, the state board ~~of directors of CareerSource Florida, Inc.~~, may reduce or suspend the bonuses

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1726 in order not to exceed the appropriation or may direct the local  
1727 workforce development boards to use resources otherwise given to  
1728 the local workforce development board to pay such bonuses if  
1729 such payments comply with applicable state and federal laws.

1730 (5) EVALUATIONS AND RECOMMENDATIONS.—The state board  
1731 ~~CareerSource Florida, Inc.~~, in conjunction with the department,  
1732 the Department of Children and Families, ~~the Department of~~  
1733 ~~Economic Opportunity,~~ and the local workforce development  
1734 boards, shall conduct a comprehensive evaluation of the  
1735 effectiveness of the program operated under this section.  
1736 Evaluations and recommendations for the program shall be  
1737 submitted by the state board ~~CareerSource Florida, Inc.~~, as part  
1738 of its annual report to the Legislature.

1739 Section 22. Subsections (6), (8), and (13) of section  
1740 445.051, Florida Statutes, are amended to read:

1741 445.051 Individual development accounts.—

1742 (6) The state board ~~CareerSource Florida, Inc.~~, shall  
1743 establish procedures for local workforce development boards to  
1744 include in their annual program and financial plan an  
1745 application to offer an individual development account program  
1746 as part of their TANF allocation. These procedures must include,  
1747 but need not be limited to, administrative costs permitted for  
1748 the fiduciary organization and policies relative to identifying  
1749 the match ratio and limits on the deposits for which the match  
1750 will be provided in the application process. The state board

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1751 ~~CareerSource Florida, Inc.,~~ shall establish policies and  
1752 procedures necessary to ensure that funds held in an individual  
1753 development account are not withdrawn except for one or more of  
1754 the qualified purposes described in this section.

1755 (8) The state board ~~CareerSource Florida, Inc.,~~ shall  
1756 establish procedures for controlling the withdrawal of funds for  
1757 uses other than qualified purposes, including specifying  
1758 conditions under which an account must be closed.

1759 (13) Pursuant to policy direction by the state board  
1760 ~~CareerSource Florida, Inc.,~~ the department of ~~Economic~~  
1761 ~~Opportunity~~ shall adopt such rules as are necessary to implement  
1762 this act.

1763 Section 23. Subsection (2) of section 445.055, Florida  
1764 Statutes, is amended to read:

1765 445.055 Employment advocacy and assistance program  
1766 targeting military spouses and dependents.—

1767 (2) The state board ~~CareerSource Florida, Inc.,~~ shall  
1768 establish an employment advocacy and assistance program  
1769 targeting military spouses and dependents. This program shall  
1770 deliver employment assistance services through military family  
1771 employment advocates colocated within selected one-stop career  
1772 centers. Persons eligible for assistance through this program  
1773 include spouses and dependents of active duty military  
1774 personnel, Florida National Guard members, and military  
1775 reservists.

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1776 Section 24. Paragraph (p) of subsection (3) of section  
1777 11.45, Florida Statutes, is amended to read:

1778 11.45 Definitions; duties; authorities; reports; rules.—

1779 (3) AUTHORITY FOR AUDITS AND OTHER ENGAGEMENTS.—The  
1780 Auditor General may, pursuant to his or her own authority, or at  
1781 the direction of the Legislative Auditing Committee, conduct  
1782 audits or other engagements as determined appropriate by the  
1783 Auditor General of:

1784 (p) CareerSource Florida, Inc., the state board as defined  
1785 in s. 445.002, or the programs or entities created by the state  
1786 board under ~~CareerSource Florida, Inc., created pursuant to s.~~  
1787 ~~445.004.~~

1788 Section 25. Paragraph (a) of subsection (5) of section  
1789 288.901, Florida Statutes, is amended to read:

1790 288.901 Enterprise Florida, Inc.—

1791 (5) APPOINTED MEMBERS OF THE BOARD OF DIRECTORS.—

1792 (a) In addition to the Governor or his or her designee,  
1793 the board of directors shall consist of the following appointed  
1794 members:

- 1795 1. The Commissioner of Education or his or her designee.
- 1796 2. The Chief Financial Officer or his or her designee.
- 1797 3. The Attorney General or his or her designee.
- 1798 4. The Commissioner of Agriculture or his or her designee.
- 1799 5. The chairperson of the state board as defined in s.  
1800 445.002 ~~board of directors of CareerSource Florida, Inc.~~

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1801           6. The Secretary of State or his or her designee.

1802           7. Twelve members from the private sector, six of whom  
1803 shall be appointed by the Governor, three of whom shall be  
1804 appointed by the President of the Senate, and three of whom  
1805 shall be appointed by the Speaker of the House of  
1806 Representatives. Members appointed by the Governor are subject  
1807 to Senate confirmation.

1808  
1809 All board members shall serve without compensation, but are  
1810 entitled to receive reimbursement for per diem and travel  
1811 expenses pursuant to s. 112.061. Such expenses must be paid out  
1812 of funds of Enterprise Florida, Inc.

1813           Section 26. Subsection (5) of section 331.369, Florida  
1814 Statutes, is amended to read:

1815           331.369 Space Industry Workforce Initiative.—

1816           (5) The state board as defined in s. 445.002 ~~CareerSource~~  
1817 ~~Florida, Inc.~~, as part of its statutorily prescribed annual  
1818 report to the Legislature, shall provide recommendations for  
1819 policies, programs, and funding to enhance the workforce needs  
1820 of the aerospace industry.

1821           Section 27. Paragraph (k) of subsection (1) and subsection  
1822 (9) of section 413.405, Florida Statutes, are amended to read:

1823           413.405 Florida Rehabilitation Council.—There is created  
1824 the Florida Rehabilitation Council to assist the division in the  
1825 planning and development of statewide rehabilitation programs

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and services, to recommend improvements to such programs and services, and to perform the functions listed in this section.

(1) The council shall be composed of:

(k) At least one representative of the state board as defined in s. 445.002 ~~board of directors of CareerSource Florida, Inc.~~

(9) In addition to the other functions specified in this section, the council shall, after consulting with the state board as defined in s. 445.002 ~~board of directors of CareerSource Florida, Inc.:~~

(a) Review, analyze, and advise the division regarding the performance of the responsibilities of the division under Title I of the act, particularly responsibilities relating to:

1. Eligibility, including order of selection.

2. The extent, scope, and effectiveness of services provided.

3. Functions performed by state agencies which affect or potentially affect the ability of individuals with disabilities to achieve employment outcomes under Title I.

(b) In partnership with the division:

1. Develop, agree to, and review state goals and priorities in accordance with 34 C.F.R. s. 361.29(c); and

2. Evaluate the effectiveness of the vocational rehabilitation program and submit reports of progress to the Governor, the President of the Senate, the Speaker of the House

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of Representatives, and the United States Secretary of Education  
in accordance with 34 C.F.R. s. 361.29(e).

(c) Advise the department and the division and assist in  
the preparation of the state plan and amendments to the plan,  
applications, reports, needs assessments, and evaluations  
required by Title I.

(d) To the extent feasible, conduct a review and analysis  
of the effectiveness of, and consumer satisfaction with:

1. The functions performed by state agencies and other  
public and private entities responsible for performing functions  
for individuals who have disabilities.

2. Vocational rehabilitation services:

a. Provided or paid for from funds made available under  
the act or through other public or private sources.

b. Provided by state agencies and other public and private  
entities responsible for providing vocational rehabilitation  
services to individuals who have disabilities.

3. The employment outcomes achieved by eligible  
individuals receiving services under this part, including the  
availability of health or other employment benefits in  
connection with those employment outcomes.

(e) Prepare and submit an annual report on the status of  
vocational rehabilitation programs in the state to the Governor,  
the President of the Senate, the Speaker of the House of  
Representatives, and the United States Secretary of Education

and make the report available to the public.

(f) Coordinate with other councils within Florida, including the Florida Independent Living Council, the advisory panel established under s. 612(a)(21) of the Individuals with Disabilities Education Act, 20 U.S.C. s. 1412(a)(21), the State Planning Council described in s. 124 of the Developmental Disabilities Assistance and Bill of Rights Act, 42 U.S.C. s. 15024, the state mental health planning council established under s. 1914 of the Public Health Service Act, 42 U.S.C. s. 300x-3, and the state board as defined in s. 445.002 ~~board of directors of CareerSource Florida, Inc.~~

(g) Advise the department and division and provide for coordination and the establishment of working relationships among the department, the division, the Florida Independent Living Council, and centers for independent living in the state.

(h) Perform other functions that are consistent with the duties and responsibilities of the council under this section.

Section 28. Section 414.045, Florida Statutes, is amended to read:

414.045 Cash assistance program.—Cash assistance families include any families receiving cash assistance payments from the state program for temporary assistance for needy families as defined in federal law, whether such funds are from federal funds, state funds, or commingled federal and state funds. Cash assistance families may also include families receiving cash

1901 assistance through a program defined as a separate state  
1902 program.

1903 (1) For reporting purposes, families receiving cash  
1904 assistance shall be grouped into the following categories. The  
1905 department may develop additional groupings in order to comply  
1906 with federal reporting requirements, to comply with the data-  
1907 reporting needs of the state board as defined in s. 445.002  
1908 ~~board of directors of CareerSource Florida, Inc.,~~ or to better  
1909 inform the public of program progress.

1910 (a) Work-eligible cases.—Work-eligible cases shall  
1911 include:

1912 1. Families containing an adult or a teen head of  
1913 household, as defined by federal law. These cases are generally  
1914 subject to the work activity requirements provided in s. 445.024  
1915 and the time limitations on benefits provided in s. 414.105.

1916 2. Families with a parent where the parent's needs have  
1917 been removed from the case due to sanction or disqualification  
1918 shall be considered work-eligible cases to the extent that such  
1919 cases are considered in the calculation of federal participation  
1920 rates or would be counted in such calculation in future months.

1921 3. Families participating in transition assistance  
1922 programs.

1923 4. Families otherwise eligible for temporary cash  
1924 assistance which receive diversion services, a severance  
1925 payment, or participate in the relocation program.

1926 (b) Child-only cases.—Child-only cases include cases that  
1927 do not have an adult or teen head of household as defined in  
1928 federal law. Such cases include:

1929 1. Children in the care of caretaker relatives, if the  
1930 caretaker relatives choose to have their needs excluded in the  
1931 calculation of the amount of cash assistance.

1932 2. Families in the Relative Caregiver Program as provided  
1933 in s. 39.5085.

1934 3. Families in which the only parent in a single-parent  
1935 family or both parents in a two-parent family receive  
1936 supplemental security income (SSI) benefits under Title XVI of  
1937 the Social Security Act, as amended. To the extent permitted by  
1938 federal law, individuals receiving SSI shall be excluded as  
1939 household members in determining the amount of cash assistance,  
1940 and such cases shall not be considered families containing an  
1941 adult. Parents or caretaker relatives who are excluded from the  
1942 cash assistance group due to receipt of SSI may choose to  
1943 participate in work activities. An individual whose ability to  
1944 participate in work activities is limited who volunteers to  
1945 participate in work activities shall be assigned to work  
1946 activities consistent with such limitations. An individual who  
1947 volunteers to participate in a work activity may receive child  
1948 care or support services consistent with such participation.

1949 4. Families in which the only parent in a single-parent  
1950 family or both parents in a two-parent family are not eligible

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for cash assistance due to immigration status or other limitation of federal law. To the extent required by federal law, such cases shall not be considered families containing an adult.

5. To the extent permitted by federal law and subject to appropriations, special needs children who have been adopted pursuant to s. 409.166 and whose adopting family qualifies as a needy family under the state program for temporary assistance for needy families. Notwithstanding any provision to the contrary in s. 414.075, s. 414.085, or s. 414.095, a family shall be considered a needy family if:

a. The family is determined by the department to have an income below 200 percent of the federal poverty level;

b. The family meets the requirements of s. 414.095(2) and (3) related to residence, citizenship, or eligible noncitizen status; and

c. The family provides any information that may be necessary to meet federal reporting requirements specified under Part A of Title IV of the Social Security Act.

6. Families in the Guardianship Assistance Program as provided in s. 39.6225.

Families described in subparagraph 1., subparagraph 2., or subparagraph 3. may receive child care assistance or other supports or services so that the children may continue to be

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1976 | cared for in their own homes or in the homes of relatives. Such  
1977 | assistance or services may be funded from the temporary  
1978 | assistance for needy families block grant to the extent  
1979 | permitted under federal law and to the extent funds have been  
1980 | provided in the General Appropriations Act.

1981 |       (2) Oversight by the state board as defined in s. 445.002  
1982 | ~~board of directors of CareerSource Florida, Inc.,~~ and the  
1983 | service delivery and financial planning responsibilities of the  
1984 | local workforce development boards apply to the families defined  
1985 | as work-eligible cases in paragraph (1)(a). The department shall  
1986 | be responsible for program administration related to families in  
1987 | groups defined in paragraph (1)(b), and the department shall  
1988 | coordinate such administration with the state board ~~of directors~~  
1989 | ~~of CareerSource Florida, Inc.,~~ to the extent needed for  
1990 | operation of the program.

1991 |       Section 29. Subsection (2) of section 420.622, Florida  
1992 | Statutes, is amended to read:

1993 |       420.622 State Office on Homelessness; Council on  
1994 | Homelessness.—

1995 |       (2) The Council on Homelessness is created to consist of  
1996 | 17 representatives of public and private agencies who shall  
1997 | develop policy and advise the State Office on Homelessness. The  
1998 | council members shall be: the Secretary of Children and  
1999 | Families, or his or her designee; the executive director of the  
2000 | Department of Economic Opportunity, or his or her designee, who

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shall advise the council on issues related to rural development; the State Surgeon General, or his or her designee; the Executive Director of Veterans' Affairs, or his or her designee; the Secretary of Corrections, or his or her designee; the Secretary of Health Care Administration, or his or her designee; the Commissioner of Education, or his or her designee; the Executive Director of CareerSource Florida, Inc., or his or her designee; one representative of the Florida Association of Counties; one representative of the Florida League of Cities; one representative of the Florida Supportive Housing Coalition; the Executive Director of the Florida Housing Finance Corporation, or his or her designee; one representative of the Florida Coalition for the Homeless; and four members appointed by the Governor. The council members shall be nonpaid volunteers and shall be reimbursed only for travel expenses. The appointed members of the council shall be appointed to staggered 2-year terms, and the council shall meet at least four times per year. The importance of minority, gender, and geographic representation shall be considered in appointing members to the council.

Section 30. Subsections (1) and (4) of section 443.171, Florida Statutes, are amended to read:

443.171 Department of Economic Opportunity and commission; powers and duties; records and reports; proceedings; state-federal cooperation.—

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(1) POWERS AND DUTIES.—The Department of Economic Opportunity shall administer this chapter. The department may employ persons, make expenditures, require reports, conduct investigations, and take other action necessary or suitable to administer this chapter. The department shall annually submit information to the state board as defined in s. 445.002 ~~CareerSource Florida, Inc.~~, covering the administration and operation of this chapter during the preceding calendar year for inclusion in the strategic plan under s. 445.006 and may make recommendations for amendment to this chapter.

(4) EMPLOYMENT STABILIZATION.—The Department of Economic Opportunity, under the direction of the state board as defined in s. 445.002 ~~CareerSource Florida, Inc.~~, shall take all appropriate steps to reduce and prevent unemployment; to encourage and assist in the adoption of practical methods of career training, retraining, and career guidance; to investigate, recommend, advise, and assist municipalities, counties, school districts, and the state in the establishment and operation of reserves for public works to be used in times of business depression and unemployment; to promote the reemployment of unemployed workers throughout the state in every other way that may be feasible; to refer a claimant entitled to extended benefits to suitable work that meets the criteria of this chapter; and, to these ends, to carry on and publish the results of investigations and research studies.

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2051           Section 31. Subsection (1) of section 443.181, Florida  
2052 Statutes, is amended to read:

2053           443.181 Public employment service.—

2054           (1) The one-stop delivery system established under s.  
2055 445.009 is this state's public employment service as part of the  
2056 national system of public employment offices established under  
2057 29 U.S.C. s. 49. The Department of Economic Opportunity, under  
2058 policy direction from the state board as defined in s. 445.002  
2059 ~~CareerSource Florida, Inc.~~, shall cooperate with any official or  
2060 agency of the United States having power or duties under 29  
2061 U.S.C. ss. 49-491-1 and shall perform those duties necessary to  
2062 secure to this state the funds provided under federal law for  
2063 the promotion and maintenance of the state's public employment  
2064 service. In accordance with 29 U.S.C. s. 49c, this state accepts  
2065 29 U.S.C. ss. 49-491-1. The department is designated the state  
2066 agency responsible for cooperating with the United States  
2067 Secretary of Labor under 29 U.S.C. s. 49c. The department shall  
2068 appoint sufficient employees to administer this section. The  
2069 department may cooperate with or enter into agreements with the  
2070 Railroad Retirement Board for the establishment, maintenance,  
2071 and use of one-stop career centers.

2072           Section 32. Subsection (1) of section 446.71, Florida  
2073 Statutes, is amended to read:

2074           446.71 Everglades Restoration Agricultural Community  
2075 Employment Training Program.—

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(1) The Department of Economic Opportunity, in cooperation with the state board as defined in s. 445.002 ~~CareerSource Florida, Inc.~~, shall establish the Everglades Restoration Agricultural Community Employment Training Program within the Department of Economic Opportunity. The Department of Economic Opportunity shall use funds appropriated to the program by the Legislature to provide grants to stimulate and support training and employment programs that seek to match persons who complete such training programs to nonagricultural employment opportunities in areas of high agricultural unemployment, and to provide other training, educational, and information services necessary to stimulate the creation of jobs in the areas of high agricultural unemployment. In determining whether to provide funds to a particular program, the Department of Economic Opportunity shall consider the location of the program in proximity to the program's intended participants.

Section 33. Subsection (9) of section 1011.80, Florida Statutes, is amended to read:

1011.80 Funds for operation of workforce education programs.—

(9) The State Board of Education and the state board as defined in s. 445.002 ~~CareerSource Florida, Inc.~~, shall provide the Legislature with recommended formulas, criteria, timeframes, and mechanisms for distributing performance funds. The commissioner shall consolidate the recommendations and develop a

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consensus proposal for funding. The Legislature shall adopt a formula and distribute the performance funds to the State Board of Education for Florida College System institutions and school districts through the General Appropriations Act. These recommendations shall be based on formulas that would discourage low-performing or low-demand programs and encourage through performance-funding awards:

(a) Programs that prepare people to enter high-wage occupations identified by the Workforce Estimating Conference created by s. 216.136 and other programs as approved by the state board as defined in s. 445.002 ~~CareerSource Florida, Inc.~~ At a minimum, performance incentives shall be calculated for adults who reach completion points or complete programs that lead to specified high-wage employment and to their placement in that employment.

(b) Programs that successfully prepare adults who are eligible for public assistance, economically disadvantaged, disabled, not proficient in English, or dislocated workers for high-wage occupations. At a minimum, performance incentives shall be calculated at an enhanced value for the completion of adults identified in this paragraph and job placement of such adults upon completion. In addition, adjustments may be made in payments for job placements for areas of high unemployment.

(c) Programs that are specifically designed to be consistent with the workforce needs of private enterprise and

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regional economic development strategies, as defined in guidelines set by the state board as defined in s. 445.002 CareerSource Florida, Inc. ~~The state board CareerSource Florida, Inc.~~, shall develop guidelines to identify such needs and strategies based on localized research of private employers and economic development practitioners.

(d) Programs identified by the state board as defined in s. 445.002 CareerSource Florida, Inc., as increasing the effectiveness and cost efficiency of education.

Section 34. Subsection (3) of section 1011.801, Florida Statutes, is amended to read:

1011.801 Workforce Development Capitalization Incentive Grant Program.—The Legislature recognizes that the need for school districts and Florida College System institutions to be able to respond to emerging local or statewide economic development needs is critical to the workforce development system. The Workforce Development Capitalization Incentive Grant Program is created to provide grants to school districts and Florida College System institutions on a competitive basis to fund some or all of the costs associated with the creation or expansion of workforce development programs that serve specific employment workforce needs.

(3) The State Board of Education shall give highest priority to programs that train people to enter high-skill, high-wage occupations identified by the Workforce Estimating

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2151 Conference and other programs approved by the state board as  
2152 defined in s. 445.002, CareerSource Florida, Inc., programs that  
2153 train people to enter occupations under the welfare transition  
2154 program,~~+~~ or programs that train for the workforce adults who  
2155 are eligible for public assistance, economically disadvantaged,  
2156 disabled, not proficient in English, or dislocated workers. The  
2157 State Board of Education shall consider the statewide geographic  
2158 dispersion of grant funds in ranking the applications and shall  
2159 give priority to applications from education agencies that are  
2160 making maximum use of their workforce development funding by  
2161 offering high-performing, high-demand programs.

2162 Section 35. Paragraph (c) of subsection (5), subsection  
2163 (6), paragraph (b) of subsection (10), and subsection (11) of  
2164 section 20.60, Florida Statutes, are amended, and paragraph (c)  
2165 is added to subsection (9) of that section, to read:

2166 20.60 Department of Economic Opportunity; creation; powers  
2167 and duties.—

2168 (5) The divisions within the department have specific  
2169 responsibilities to achieve the duties, responsibilities, and  
2170 goals of the department. Specifically:

2171 (c) The Division of Workforce Services shall:

2172 1. Prepare and submit a unified budget request for  
2173 workforce development in accordance with chapter 216 for, and in  
2174 conjunction with, the state CareerSource Florida, Inc., and its  
2175 board as defined in s. 445.002.

2. Ensure that the state appropriately administers federal and state workforce funding by administering plans and policies of the state board as defined in s. 445.002 ~~CareerSource Florida, Inc., under contract with CareerSource Florida, Inc.~~ The operating budget and midyear amendments thereto must be part of such contract.

a. All program and fiscal instructions to local workforce development boards shall emanate from the Department of Economic Opportunity pursuant to plans and policies of the state board as defined in s. 445.002 ~~CareerSource Florida, Inc.,~~ which shall be responsible for all policy directions to the local workforce development boards.

b. Unless otherwise provided by agreement with the state board as defined in s. 445.002 ~~CareerSource Florida, Inc.,~~ administrative and personnel policies of the Department of Economic Opportunity apply.

3. Implement the state's reemployment assistance program. The Department of Economic Opportunity shall ensure that the state appropriately administers the reemployment assistance program pursuant to state and federal law.

4. Assist in developing the 5-year statewide strategic plan required by this section.

(6)(a) The Department of Economic Opportunity is the administrative agency designated for receipt of federal workforce development grants and other federal funds. The

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2201 department shall administer the duties and responsibilities  
2202 assigned by the Governor under each federal grant assigned to  
2203 the department. The department shall expend each revenue source  
2204 as provided by federal and state law and as provided in plans  
2205 developed by and agreements with the state board as defined in  
2206 s. 445.002 ~~CareerSource Florida, Inc.~~ The department may serve  
2207 as the contract administrator for contracts entered into by the  
2208 state board under ~~CareerSource Florida, Inc., pursuant to s.~~  
2209 ~~445.004 (5), as directed by CareerSource Florida, Inc.~~

2210 (b) The Department of Economic Opportunity shall serve as  
2211 the designated agency for purposes of each federal workforce  
2212 development grant assigned to it for administration. The  
2213 department shall carry out the duties assigned to it by the  
2214 Governor, under the terms and conditions of each grant. The  
2215 department shall have the level of authority and autonomy  
2216 necessary to be the designated recipient of each federal grant  
2217 assigned to it and shall disburse such grants pursuant to the  
2218 plans and policies of the state board as defined in s. 445.002  
2219 ~~CareerSource Florida, Inc.~~ The executive director may, upon  
2220 delegation from the Governor and pursuant to agreement with the  
2221 state board ~~CareerSource Florida, Inc.,~~ sign contracts, grants,  
2222 and other instruments as necessary to execute functions assigned  
2223 to the department. Notwithstanding other provisions of law, the  
2224 department shall administer other programs funded by federal or  
2225 state appropriations, as determined by the Legislature in the

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2226 General Appropriations Act or other law.  
 2227       (9) The executive director shall:  
 2228       (c) Serve as the chair of the board of directors of the  
 2229 Florida Development Finance Corporation.  
 2230       (10) The department, with assistance from Enterprise  
 2231 Florida, Inc., shall, by November 1 of each year, submit an  
 2232 annual report to the Governor, the President of the Senate, and  
 2233 the Speaker of the House of Representatives on the condition of  
 2234 the business climate and economic development in the state.  
 2235       (b) The report must incorporate annual reports of other  
 2236 programs, including:  
 2237       1. Information provided by the Department of Revenue under  
 2238 s. 290.014.  
 2239       2. Information provided by enterprise zone development  
 2240 agencies under s. 290.0056 and an analysis of the activities and  
 2241 accomplishments of each enterprise zone.  
 2242       3. The Economic Gardening Business Loan Pilot Program  
 2243 established under s. 288.1081 and the Economic Gardening  
 2244 Technical Assistance Pilot Program established under s.  
 2245 288.1082.  
 2246       4. A detailed report of the performance of the Black  
 2247 Business Loan Program and a cumulative summary of quarterly  
 2248 report data required under s. 288.714.  
 2249       5. The Rural Economic Development Initiative established  
 2250 under s. 288.0656.

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2251 6. The Florida Unique Abilities Partner Program.

2252 7. A detailed report of the performance of the Florida  
2253 Development Finance Corporation and a summary of the  
2254 corporation's report that is required under s. 288.9610.

2255 (11) The department shall establish annual performance  
2256 standards for Enterprise Florida, Inc., CareerSource Florida,  
2257 Inc., the Florida Tourism Industry Marketing Corporation, the  
2258 Florida Development Finance Corporation, and Space Florida and  
2259 report annually on how these performance measures are being met  
2260 in the annual report required under subsection (10).

2261 Section 36. Subsection (2), paragraphs (a) and (c) of  
2262 subsection (3), and subsection (4) of section 288.9604, Florida  
2263 Statutes, are amended, and subsection (5) is added to that  
2264 section, to read:

2265 288.9604 Creation of the authority.—

2266 (2) (a) The board of directors of the corporation shall  
2267 consist of seven members. The executive director of the  
2268 department, or his or her designee, shall serve as chair of the  
2269 board of directors. The director of the Division of Bond Finance  
2270 of the State Board of Administration, or his or her designee,  
2271 shall serve as a director on the board. The Governor, subject to  
2272 confirmation by the Senate, shall appoint the remaining five  
2273 members of the board of directors ~~of the corporation, who shall~~  
2274 ~~be five in number.~~ At least three of the appointed directors of  
2275 the corporation must be bankers or persons with experience in

2276 finance, and one of the appointed directors must be an economic  
2277 development specialist.

2278 (b) The terms of office for the appointed directors are  
2279 for ~~shall be for~~ 4 years ~~after from~~ the date of their  
2280 appointment. A vacancy occurring during a term of an appointed  
2281 director shall be filled for the unexpired term. An appointed A  
2282 director is ~~shall be~~ eligible for reappointment. Each appointed  
2283 director shall hold office until his or her successor has been  
2284 appointed ~~At least three of the directors of the corporation~~  
2285 ~~shall be bankers who have been selected by the Governor from a~~  
2286 ~~list of bankers who were nominated by Enterprise Florida, Inc.,~~  
2287 ~~and one of the directors shall be an economic development~~  
2288 ~~specialist.~~

2289 (3) (a) 1. A director may not receive compensation for his  
2290 or her services, but is entitled to necessary expenses,  
2291 including travel expenses, incurred in the discharge of his or  
2292 her duties. ~~Each director shall hold office until his or her~~  
2293 ~~successor has been appointed.~~

2294 2. Directors are subject to ss. 112.313(1)-(8), (10),  
2295 (12), and (15); 112.3135; and 112.3143(2). For purposes of  
2296 applying ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and  
2297 112.3143(2) to activities of directors, directors are ~~shall be~~  
2298 considered public officers and the corporation is ~~shall be~~  
2299 considered their agency.

2300 (c) ~~The directors of the corporation shall annually elect~~

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2301 ~~one of their members as chair and one as vice chair.~~ The  
2302 corporation may employ a president, technical experts, and such  
2303 other agents and employees, permanent and temporary, as it  
2304 requires and determine their qualifications, duties, and  
2305 compensation. For such legal services as it requires, the  
2306 corporation may employ or retain its own counsel and legal  
2307 staff.

2308 (4) The board may remove an appointed ~~a~~ director for  
2309 inefficiency, neglect of duty, or misconduct in office. An  
2310 appointed director may be removed only after a hearing and only  
2311 if he or she has been given a copy of the charges at least 10  
2312 days before such hearing and has had an opportunity to be heard  
2313 in person or by counsel. The removal of an appointed ~~a~~ director  
2314 creates ~~shall create~~ a vacancy on the board which must ~~shall~~ be  
2315 filled pursuant to subsection (2).

2316 (5) This section is repealed October 1, 2022, and October  
2317 1 of every fourth year thereafter, unless reviewed and saved  
2318 from repeal by the Legislature.

2319 Section 37. In order to implement the changes made by this  
2320 act to s. 288.9604, Florida Statutes, the chair and vice chair  
2321 of the board of directors of the Florida Development Finance  
2322 Corporation on June 30, 2020, shall serve as appointed directors  
2323 beginning on July 1, 2020. This act does not affect the terms of  
2324 the current directors serving on the board on July 1, 2020.

2325 Section 38. Section 288.9610, Florida Statutes, is amended

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2326 to read:

2327       288.9610 Annual reports of Florida Development Finance  
2328 Corporation.—On or before 90 days after the close of the Florida  
2329 Development Finance Corporation's fiscal year, the corporation  
2330 shall submit to the Governor, the Legislature, the Auditor  
2331 General, the Department of Economic Opportunity, and the  
2332 governing body of each public entity with which it has entered  
2333 into an interlocal agreement a complete and detailed report  
2334 setting forth:

2335       (1) The results of any audit conducted under ~~pursuant to~~  
2336 s. 11.45.

2337       (2) The activities, operations, and accomplishments of the  
2338 Florida Development Finance Corporation, including the number of  
2339 businesses assisted by the corporation.

2340       (3) Its assets, liabilities, income, and operating  
2341 expenses at the end of its most recent fiscal year, including a  
2342 description of all of its outstanding revenue bonds.

2343       Section 39. A contract or interlocal agreement that exists  
2344 before July 1, 2020, between the Florida Development Finance  
2345 Corporation, or an entity or agent of the corporation, and any  
2346 other entity or person shall remain in effect and be binding on  
2347 the successor department, entity, or person responsible for the  
2348 program, activity, or function that relates to the contract or  
2349 interlocal agreement.

2350       Section 40. This act shall take effect July 1, 2020.